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## **SCHEDULE 5 TO CLAUSE 37.07 URBAN GROWTH ZONE**

Shown on the planning scheme map as **UGZ5**.

### **ARMSTRONG CREEK TOWN CENTRE PRECINCT STRUCTURE PLAN**

#### **1.0**

#### **The Plan**

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Map 1 shows the future urban structure proposed in the Armstrong Creek Town Centre Precinct Structure Plan.

#### **Map 1 Armstrong Creek Town Centre Urban Structure Plan**



**2.0 Use and development**

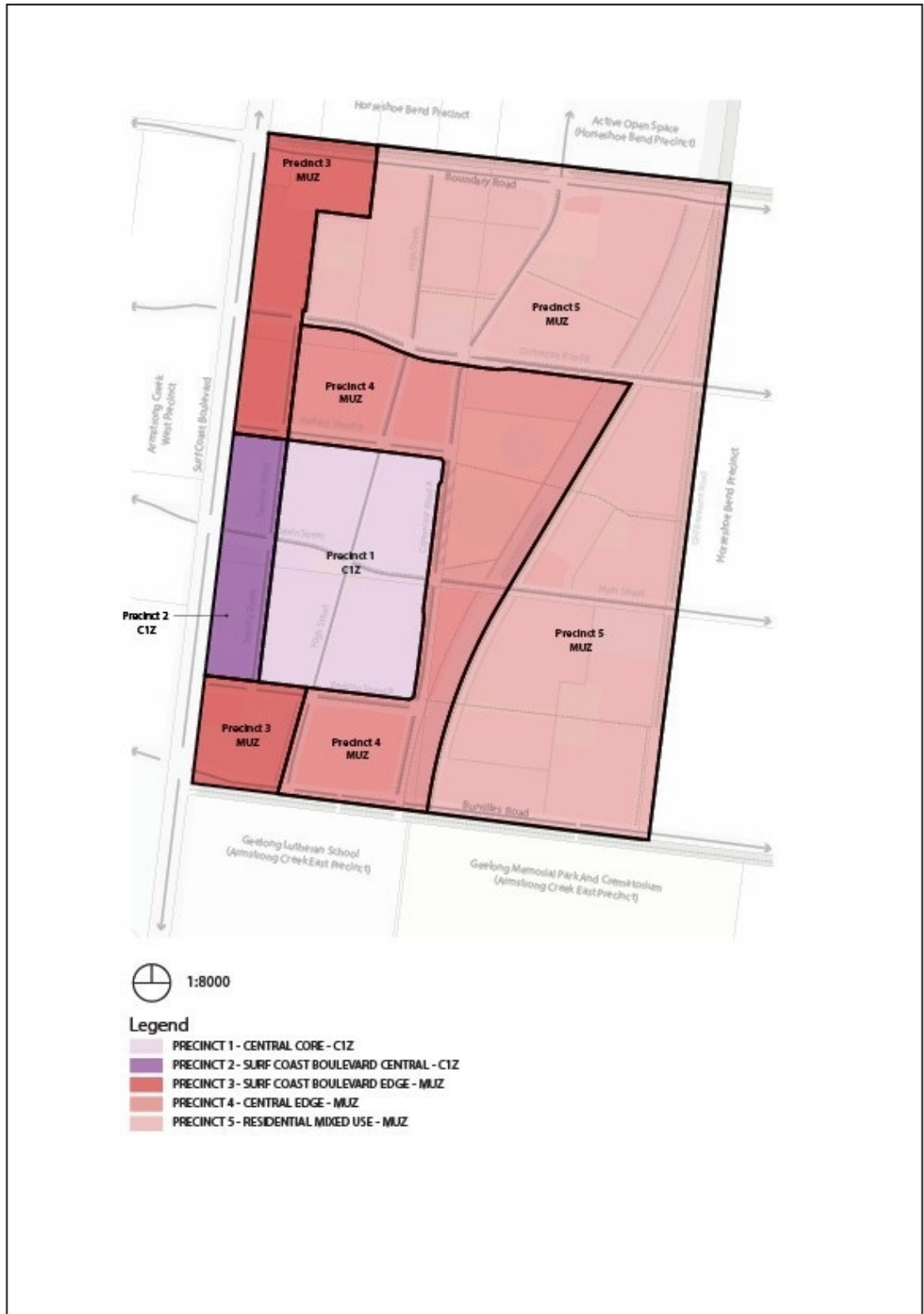
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**2.1 The Land**

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The use and development provisions specified in this schedule only apply to land as shown in Map 2 of this schedule.

**Map 2 Precincts and Applied Zones**



**2.2**

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**Applied zone provisions**

The provisions of the following zones in this scheme apply to the use and subdivision of land, construction of a building, and construction and carrying out of works, by reference to Map 2 of this schedule, as set out in Table 1.

The precise boundary of the Commercial 1 Zone and Mixed Use Zone will be determined by the designation of land in a relevant plan of subdivision to the satisfaction of the Responsible Authority.

**Table 1: Applied zone provisions**

Land shown on Map 2 of this schedule	Applied zone provisions
Precincts 3, 4 and 5	Clause 32.04 – Mixed Use Zone
Land shown on Map 2 of this schedule	Applied zone provisions
Precinct 1 and 2	Clause 34.01 – Commercial 1 Zone

**2.3**

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**Specific provisions – Use of land**

Any condition opposite the use in the Table must be met. If the condition is not met, the applied zone provisions apply except where the use is otherwise prohibited in the Table or as specified by another specific provision in this schedule.

**Section 1 - Permit not required**

Use	Condition
<b>Department store</b>	Must be located in Precinct 1.
<b>Food and drink premises (other than a Bar or Hotel)</b>	Must be located in Precinct 1 or 2.
<b>Restricted retail premises</b>	The leasable floor area of an individual tenancy must be less than 2,000 square metres. Must be located in Precincts 2, 3 or 4. In Precinct 4 must be in conjunction with trade supplies.
<b>Shop</b>	Must be located in Precinct 1.
<b>Trade supplies</b>	Must be located in Precincts 2 or 4. In Precinct 2, must exclude a Timber yard and the leasable floor area of an individual tenancy must be less than 2,000 square metres. In Precinct 4, the leasable floor area of an individual tenancy must be less than 13,000 square metres.
<b>Any use listed in Clause 62.01</b>	Must meet requirements of Clause 62.01.

**Section 2 - Permit required**

Use	Condition
<b>Bar</b>	Must be located in Precincts 1, 2, 3 or 4.
<b>Betting agency</b>	Must be located in Precincts 1, 2 or 3. In Precincts 2 and 3, must be in conjunction with a Bar and Hotel.

## GREATER GEELONG PLANNING SCHEME

Use	Condition
<b>Food and drink premises (other than a Bar or Hotel)</b>	Must be located in Precincts 3, 4 or 5.
<b>Hotel</b>	Must be located in Precincts 1, 2, 3 or 4
<b>Restricted retail premises (if the Section 1 Condition is not met)</b>	Must be located in Precincts 2, 3 or 4. In Precinct 4 must be in conjunction with trade supplies.
<b>Service station</b>	Must be located in Precincts 2 or 3.  In Precinct 2, must be located on a corner of the Surf Coast Highway with the Connector Road B, Parking Street B or Burvilles Road.  In Precinct 3, must be located on a corner of the Surf Coast Highway with the Connector Road B, Parking Street B or Burvilles Road (in accordance with Plan 5 – Armstrong Creek Town Centre Concept Plan in the Armstrong Creek Town Centre Precinct Structure Plan
<b>Shop</b>	Must be located in Precincts 3, 4 or 5.  In Precinct 4, the leasable floor area per individual tenancy must not exceed 2,000 square metres and the combined leasable floorspace must not exceed 4,000 square metres.  In Precinct 5, must meet all of the following: <ul style="list-style-type: none"> <li>▪ The leasable floor area of an individual tenancy must not be greater than 600 square metres;</li> <li>▪ Must be located within a Local Mixed Use Centre shown in the Armstrong Creek Town Centre Precinct Structure Plan; and</li> <li>▪ The combined leasable floor area must not exceed the following areas (square metres) for the relevant centre as described in the Armstrong Creek Town Centre Precinct Structure Plan: <ul style="list-style-type: none"> <li>- 2000 – Boundary Road/North South Connector Local Mixed Use Centre</li> <li>- 2000 – Main Street/Transit Hub Local Mixed Use Centre</li> </ul> </li> </ul>
<b>Timber yard</b>	Must be located in Precinct 4.
<b>Transport terminal</b>	Must be located in Precincts 2 or 4.  In Precinct 2, must exclude a Timber yard.
<b>Warehouse</b>	Must be located in Precinct 3.
<b>Any other use not in Section 1 or 3</b>	

### Section 3 – Prohibited

Use
<b>Adult sex bookshop</b>
<b>Agriculture</b>
<b>Brothel</b>

**Use****Cemetery****Crematorium****Department store (if the section 1 condition is not met****Gaming premises****Industry****Saleyard****Any use in Section 2 where the condition is not met.****2.4 Specific provisions - Subdivision**--/--/---  
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None specified.

**2.5 Specific provisions - Buildings and works**--/--/---  
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The following buildings and works requirements apply to an application to construct a building or construct or carry out works:

- Within Precinct 5, a permit is not required to construct or extend one dwelling on a lot with an area less than 300 square metres where a site is identified as a lot to be assessed against the Small Lot Housing Code via a restriction on title, and it complies with the *Small Lot Housing Code (Standard for construction of a Single Class 1 Building and associated Class 10a buildings on an allotment) December 2012*.

**Specific provisions - Resolution of doubt**

If any doubt arises as to whether a provision specified in this schedule applies to land, a permit may be granted for any use or development if the Responsible Authority is satisfied that the use or development is in accordance with the Armstrong Creek Town Centre Precinct Structure Plan July 2014.

**Specific provisions – Southern wetland**

Alternative stormwater management strategies for the southern wetland are not discouraged, however, any alternative infrastructure must be transferred to, or vested in, Council at no cost to Council and provide no net impact to the Armstrong Creek Town Centre Development Contributions Plan March 2014. Alternative subdivision, use or development of the existing southern wetland site must be accompanied by an urban design framework to the satisfaction of the Responsible Authority.

**Specific provisions – Reticulated recycled water**

All newly created lots and buildings must be connected to a reticulated recycled water supply system for toilet flushing and garden watering. Where a reticulated recycled water supply system is not available to the building, a building must be connected to a rain water tank with a minimum capacity of 2500 litres for toilet flushing and garden watering or an alternative grey water recycling system to the satisfaction of the Responsible Authority.

**3.0 Application requirements**--/--/---  
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The following application requirements apply to an application for a permit under Clause 37.07, in addition to those specified in Clause 37.07 and elsewhere in the scheme and must accompany an application, as appropriate, to the satisfaction of the responsible authority. If the Responsible Authority is satisfied that an application requirement is not relevant to the assessment of an application, the Responsible Authority may reduce or waive any of the requirements.

**All applications – written report**

Any application for the use, development or subdivision of land must be accompanied by a written report to the satisfaction of the Responsible Authority outlining how the proposal is generally in accordance with the Armstrong Creek Town Centre Precinct Structure Plan.

All applications for use, development or subdivision of land must also outline how the proposal responds to Part 2 of Appendix 5 of the Armstrong Creek Town Centre Precinct Structure Plan.

All applications for the use, development or subdivision of land must be accompanied by:

- A written report detailing how the proposal responds to Clause 2.0 and Table 2: Use of this Schedule;
- a plan showing the proposed use(s); and
- a table outlining the leasable floor area allocation numbers for each of the proposed uses.

If the Responsible Authority is satisfied that an application requirement is not relevant to the assessment of an application, the Responsible Authority may waive any of the above requirements.

**All applications – Public Realm**

Where relevant an application for the use, development or subdivision of land within the areas of Public Realm listed below:

- Main Street, between Surf Coast Boulevard and the Transit Corridor (inclusive of the Town Square)
- High Street, between Parking Street A and Parking Street B
- Collector A, between Parking Street A and Parking Street B

Must be accompanied by a written report to the satisfaction of the Responsible Authority detailing how the proposal responds to the following elements:

- Built form
- Sustainable design
- Signage
- Public transport
- Public art
- Street furniture
- Public lighting
- Paving
- Street trees and landscaping
- Utility installations
- Pedestrian crossings and priority zones
- Public/private way finding
- Compliance with the DDA
- Cycling facilities

An application for use, development or subdivision of land must also outline how the proposal responds to Part 2 of Appendix 5 of the Armstrong Creek Town Centre Precinct Structure Plan.

If the Responsible Authority is satisfied that an application requirement is not relevant to the assessment of an application, the Responsible Authority may waive any of the above requirements.

**Subdivision applications**

An application for subdivision must be accompanied by a site analysis and design response as detailed in Clause 56.01-2.

### Site Analysis

The site analysis must address or provide the following to the satisfaction of the Responsible Authority:

- A summary of relevant background technical reports previously prepared for the Armstrong Creek Town Centre.
- A consolidated site analysis plan in digital and hard copy format that depicts all relevant site analysis information.

### Design response

- The design response must address or provide the following to the satisfaction of the Responsible Authority:
- A written statement that explains how the subdivision meets the objectives and design guidelines of the incorporated Armstrong Creek Town Centre Precinct Structure Plan (March 2013).
- A Density Strategy which applies to the entire landholdings of an applicant and, where applicable, demonstrates that the proposed subdivision achieves the density targets set out in the Armstrong Creek Town Centre Precinct Structure Plan. The Density Strategy should include a table which identifies the net developable residential area, number of lots and dwellings proposed, the average lot size as well as the overall density achieved.
- Integration with the existing or proposed subdivision of adjoining properties including through alignment and configuration of the street network and landscape character.
- The staging of development.
- Where appropriate, the location of proposed planned community infrastructure, public open space areas and their recreation function.
- An assessment of the existing surface and subsurface drainage conditions on the site by a suitably qualified professional and the potential impacts on the proposed development, including any measures required to mitigate the impacts of springs on the development and the impact of the development on drainage.
- An assessment to, minimise and offset loss pursuant to the Permitted Clearing of Native Vegetation -Biodiversity Assessment Guidelines (DEPI 2013) for all the vegetation identified for practical retention within the Armstrong Creek Town Centre Native Vegetation Precinct Plan.
- If the Responsible Authority is satisfied that an application requirement is not relevant to the assessment of an application, the Responsible Authority may waive any of the above requirements.

### Precinct Infrastructure Plan

An application for subdivision must be accompanied by a Precinct Infrastructure Plan to the satisfaction of the Responsible Authority which addresses the following matters as relevant:

- What, if any, infrastructure set out in the Armstrong Creek Town Centre Development Contributions Plan is sought to be provided as 'works in lieu' subject to the consent of the collecting agency.
- What, if any, infrastructure set out in Table 8 of the Armstrong Creek Town Centre Precinct Structure Plan is to be provided by the developer.
- The provision, staging and timing of stormwater drainage works.
- What land may be affected or required for the provision of infrastructure works.

- The provision, staging and timing of road works internal and external to the land consistent with any relevant traffic report or assessment.
- The provision of sustainable energy infrastructure.
- The landscaping of any land.
- The provision of public open space and land for any community facilities.
- The provision of wi-fi infrastructure.
- Nominated areas for provision of public art (where applicable).
- Any other matter relevant to the provision of public infrastructure required by the Responsible Authority.

### Sustainability Management Plan

- Multi-unit residential development comprising 10 or more dwellings and any non-residential development comprising more than 500 square metres of gross floor area and any service station must be accompanied by a Sustainability Management Plan (SMP) providing strategies to minimise resource use and waste having regard to Part 1 of Appendix 5 of the Armstrong Creek Town Centre Precinct Structure Plan.
- The SMP must be prepared to the satisfaction of the Responsible Authority by a suitably qualified expert. The SMP should:
  - Identify relevant sustainability targets or performance standards
  - Document the means by which the appropriate range of performance will be achieved.
  - Demonstrate how proposed design elements integrated and respond to precinct level sustainability strategies, opportunities and development context.
  - Identify the different areas of responsibility and provide a schedule for implementation, ongoing management, maintenance and monitoring; and
  - Demonstrate that the design elements, technologies and operation practices that comprise the SMP can be maintained over time.

### General

An application for subdivision must be accompanied by the following information to the satisfaction of the Responsible Authority:

- Details of the proposed use and development of each part of the land.
- A table setting out:
  - The amount of land allocated for the proposed uses; and
  - The mix of lot sizes
- An indication of expected staging of subdivision and timing.
- Include a Transport Impact Assessment Report to the satisfaction of the relevant roads authority detailing the proposed road and street network, including pedestrian and cycling routes, intersection treatments, proposed bus routes and the interface treatment with arterial roads.
- A plan showing access arrangements for properties adjacent to all existing and future arterial roads.
- An overall landscape concept for the development that is consistent with best practice Water Sensitive Urban Design techniques.

### Development applications

CAD drawings

Applications for new development, or extensions of existing development, greater than 50 square metres in Precincts 1, 2, 3 or 4 must provide 3D CAD (MGA Zone 55) drawings of the proposed development to the satisfaction of the Responsible Authority.

Applications for development in Precinct 5, other than for residential purposes, must provide 3D CAD (MGA Zone 55) drawings of the proposed development to the satisfaction of the Responsible Authority.

The provided 3D CAD model must satisfy the requirements of Council's acceptable 3D model formats document.

### Sustainability Management Plan

Multi-unit residential development, comprising 10 or more dwellings, and any non-residential development comprising more than 500 square metres of gross floor area and any service station must be accompanied by a Sustainability Management Plan (SMP) providing strategies to minimise resource use and waste having regard to Part 1 of Appendix 5 of the Armstrong Creek Town Centre Precinct Structure Plan.

The SMP must be prepared to the satisfaction of the Responsible Authority by a suitably qualified expert. The SMP should:

- identify relevant sustainability targets or performance standards;
- document the means by which the appropriate target or performance will be achieved;
- demonstrate how proposed design elements integrate and respond to precinct level sustainability strategies, opportunities and development context;
- identify the different areas of responsibility and provide a schedule for implementation, ongoing management, maintenance and monitoring; and,
- demonstrate that the design elements, technologies and operational practices that comprise the SMP can be maintained over time.

### Precinct Infrastructure Plan

An application for development must be accompanied by a Precinct Infrastructure Plan to the satisfaction of the Responsible Authority which addresses the following matters as relevant:

- What, if any, infrastructure set out in the Armstrong Creek Town Centre Development Contributions Plan is sought to be provided as 'works in lieu' subject to the consent of the collecting agency.
- What, if any, infrastructure set out in Table 8 of the Armstrong Creek Town Centre Precinct Structure Plan is to be provided by the developer.
- The provision, staging and timing of stormwater drainage works.
- What land may be affected or required for the provision of infrastructure works.
- The provision, staging and timing of road works internal and external to the land consistent with any relevant traffic report or assessment.
- The provision of sustainable energy infrastructure.
- The landscaping of any land.
- The provision of public open space and land for any community facilities.
- Nominated areas for provision of public art (where applicable).
- Any other matter relevant to the provision of public infrastructure required by the Responsible Authority.

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## Conditions and requirements for permits

### Native Vegetation

A planning permit must include a condition or conditions which ensure that any requirements or conditions set out in the *Armstrong Creek Town Centre Precinct Structure Plan* and the *Armstrong Creek Town Centre Native Vegetation Precinct Plan* are implemented as part of the planning permit or the plans endorsed under the planning permit.

**Subdivision**

A planning permit must include a condition or conditions which ensure that any requirements or conditions set out in the *Armstrong Creek Town Centre Precinct Structure* and the *Armstrong Creek Town Centre Development Contributions Plan* are implemented as part of the planning permit or the plans endorsed under the planning permit.

**Development permits**

CAD drawings

Any permit for development in precincts 1, 2, 3 or 4, must contain a condition that requires CAD (MGA Zone 55) versions of any approved or endorsed plans to be submitted to the Responsible Authority prior to the commencement of works.

Any permit for development in precinct 5, other than for residential purposes, must contain a condition that requires CAD (MGA Zone 55) versions of any approved or endorsed plans to be submitted to the Responsible Authority prior to the commencement of works.

The provided 3D CAD model must satisfy the requirements of Council’s acceptable 3D model formats document.

Sustainability Management Plan

Any permit for development of the land must include a condition that implements any approved Sustainability Management Plan.

**Subdivision or building and works permits where land is required for community facilities, public open space, road widening and drainage**

Lots less than 300 square metres

Any permit for subdivision that allows the creation of a lot less than 300 square metres must contain the following conditions:

- Prior to the certification of the plan of subdivision for the relevant stage, a plan must be submitted for approval to the satisfaction of the Responsible Authority, which identifies the lots that will include a restriction which reads ‘The construction or extension of a dwelling on lots identified on this plan must be assessed for compliance against the Small Lot Housing Code (forming part of the City of Greater Geelong Planning Scheme)’. This restriction must also be shown on the plan of subdivision submitted for certification to the satisfaction of the Responsible Authority.

Public open space and community facilities

Land identified as public open space or community facilities in the incorporated *Armstrong Creek Town Centre Precinct Structure Plan* and specified in Table 1 – Summary Land Use Budget in the incorporated *Armstrong Creek Town Centre Precinct Structures Plan* must be transferred to or vested in Council at no cost to Council unless funded by the *Armstrong Creek Town Centre Development Contributions Plan*.

Public open space must be provided in accordance with Plan 3 in the incorporated *Armstrong Creek Town Centre Precinct Structure Plan*, prior to the issue of a Statement of Compliance for the relevant stage (or as otherwise agreed with the Responsible Authority). These contributions are subject to an equalisation for unencumbered open space.

Any public open space provided at the request of a permit applicant and approved by the Responsible Authority, in addition to that reflected in the incorporated *Armstrong Creek Town Centre Precinct Structure Plan*, must be transferred to or vested in Council at no cost to Council and is not subject to compensation.

Road widening

Land required for road widening including right of way flaring for the ultimate design of any intersection with an existing or proposed arterial road must be referred to or vested in Council or VicRoads at no cost to the acquiring agency unless funded by the Armstrong Creek Town Centre Development Contributions Plan.

Drainage

Drainage must be maintained at predevelopment rates and points of discharge except where urban outfall is available in accordance with the staged delivery of ultimate drainage infrastructure in accordance with the incorporated Armstrong Creek Town Centre Precinct Structure Plan.

**5.0 Exemption from notice and review**

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None specified

**6.0 Decision guidelines**

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The following decision guidelines apply to an application for a permit under Clause 37.07, in addition to those specified in Clause 37.07 and elsewhere in the scheme which must be considered, as appropriate, by the responsible authority:

- Notice of an application that relates to land containing native vegetation identified by the Armstrong Creek Town Centre Native Vegetation Precinct Plan March 2014 as an offset site, must be given to the Department of Environment, Land, Water and Planning.
- A permit application proposing the removal of vegetation identified in the Native Armstrong Creek Town Centre Native Vegetation Precinct Plan March 2014 as ‘retained’ vegetation must be referred to the Department of Environment, Land, Water and Planning. An application must include GIS data of the vegetation to be removed in ESRI shapefile format with the appropriate spatial attributes to the satisfaction of the Department of Environment, Land, Water and Planning.
- Whether the application is consistent with the Armstrong Creek Town Centre Precinct Structure Plan, the Armstrong Creek Town Centre Native Vegetation Precinct Plan and the Armstrong Creek Town Centre Development Contributions Plan.
- Any approved Precinct Structure Plan applying to land adjoining the Armstrong Creek Town Centre Precinct Structure Plan area.

**7.0 Signs**

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Sign requirements are at Clause 52.05. The following advertising sign categories apply by reference to Map 2 of this schedule.

**Table 3: Advertising signs**

Land shown on Map 2 of this schedule	Advertising sign category
Precinct 1	Category 1
Precinct 2	Category 2
Precinct 3	Category 2
Precinct 4	Category 2
Precinct 5	Category 3

Any permit application for advertising signs must meet the requirements of the Design Guidelines set out in the Armstrong Creek Town Centre Precinct Structure Plan.

**Land and home sales signs**

## GREATER GEELONG PLANNING SCHEME

Despite the provisions of Clause 52.05, signs promoting the sale of land or homes on the land (or on adjoining land in the same ownership) may be displayed without a permit provided all of the following requirements are met:

- The advertisement area for each sign does not exceed 20 square metres;
- No sign exceeds 7.5m in height from natural ground level;
- Only one sign is displayed per road frontage. Where the property has a road frontage of more than 150 metres multiple signs may be erected provided there is a minimum of 150 metres distance between each sign, with a total of not more than 4 signs per frontage;
- The sign is not an animated, scrolling, electronic or internally illuminated sign;
- The sign is not displayed for longer than 21 days after the sale (not settlement) of the last lot; and,
- The sign is setback a minimum of 750 millimetres from the property boundary.