

--/20--

SCHEDULE 1 TO CLAUSE 44.06 BUSHFIRE MANAGEMENT OVERLAY

Shown on the planning scheme map as **BMO1**.

BOOLARRA, MOE, MORWELL, NEWBOROUGH, YALLOURN, YALLOURN NORTH, TRARALGON SOUTH BAL-12.5 AREAS

1.0 Statement of the bushfire management objectives to be achieved

--/20--

To specify bushfire protection measures to construct or extend one dwelling on a lot.
To specify referral requirements for applications to construct or extend one dwelling on a lot.

2.0 Application

--/20--

The application to construct or extend one dwelling on a lot must include all the requirements set out in this schedule.
Clause 53.02 applies in all other circumstances.

3.0 Permit requirement

--/20--

None specified.

4.0 Application requirements

--/20--

The following application requirements apply to an application for a permit under Clause 44.06:

- An application must be accompanied by a bushfire management plan that:
 - Shows all of the required bushfire protection measures specified in this schedule;
 - Includes written conditions that implement the required bushfire protection measures;
 - Identifies water supply including the location of any fire hydrant within 120 metres of the rear of the building; and
 - Details vehicle access.

5.0 Requirements to be met

--/20--

The following requirements apply to an application to construct a single dwelling on a lot:

- The dwelling must be constructed to BAL-12.5;
- Defendable space is to be provided for a distance of 30 metres around the dwelling or to the property boundary, whichever is the lesser, and maintained in accordance with the vegetation management requirements of Clause 53.02 with the following variation:
 - The canopy trees must be separated by at least 2 metres.
- A static water supply must be provided in accordance with Clause 53.02;
- Vehicle access must be provided in accordance with Clause 53.02; and
- If these requirements cannot be met, the requirements of Clause 53.02 apply.

6.0 Substitute approved measures for Clause 53.02

--/20--

None specified.

7.0 Additional alternative measures for Clause 53.02

--/20--
None specified.

8.0 Mandatory Condition

--/20--
An application must include mandatory conditions:

- As specified in Clause 44.06-5; and
- *“Before the commencement of the approved development the owner must enter into an agreement with the responsible authority under Section 173 of the Planning and Environment Act 1987. The agreement must:*
 - *Ensure the ongoing maintenance of defensible space and other bushfire protection measures as per the requirements of the plans endorsed under the planning permit”.*

9.0 Referral of application not required

--/20--
An application for a single dwelling on a lot meeting all of the required bushfire protection measures is not required to be referred under Section 55 of the Act to the person or body specified as the referral authority in Clause 66.03.

10.0 Notice and review

--/20--
None specified.

11.0 Decision guidelines

--/20--
The following decision guidelines apply to an application for a permit under Clause 44.06, in addition to those specified in Clause 44.06 and elsewhere in the scheme which must be considered, as appropriate, by the responsible authority:

- Whether all of the bushfire protection measures in this schedule have been met.