18/12/2012
VC93

SCHEDULE 7 TO THE DOCKLANDS ZONE

Shown on the planning scheme map as **DZ7**.

WATERWAYS

Purpose

To provide for the mooring of watercraft.

To provide for integration with adjoining development.

To provide for extensive public access to the water.

To ensure the conservation of the general form of Victoria Harbour.

To ensure that any use and development on the edge of the waterways is appropriately designed, operated and maintained so as to retain an attractive waterfront.

1.0

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VC217

Table of uses

Section 1 - Permit not required

Use	Condition
Any use permitted under the Reference Areas Act 1978, the National Parks Act 1975, the Fisheries Act 1995, the Wildlife Act 1975 or the Forest Act 1958.	
Apiculture	Must meet the requirements of the Apiary Code of Practice, May 1997.
Automated collection point	Must meet the requirements of Clause 52.13-3 and 52.13-5. The gross floor area of all buildings must not exceed 50 square metres.
Marina (other than Jetty)	The use must be shown on an approved development plan and must not impede or adversely affect dredging or navigation within the waterway or the safe operation of any approved water based use. The use must be compatible with the adjoining land use and development on land.
Mineral exploration	
Mining	Must meet the requirements of 52.08-2.
Search for stone	Must not be costeaning or bulk sampling.
Telecommunications facility	Buildings and works must meet the requirements of Clause 52.19

Section 2 - Permit required

Use	Condition
Aquarium	If compatible with adjacent uses.
Boat launching facility	If compatible with adjacent uses.
Dwelling	If compatible with adjacent uses.
Helicopter landing site	If compatible with adjacent uses.
Industry (other than Automated collection point)	

Use	Condition
Informal outdoor recreation	If compatible with adjacent uses.
Jetty	If compatible with adjacent uses.
Restaurant	If compatible with adjacent uses.
Shop (other than Adult sex bookshop)	If compatible with adjacent uses.
Any other use not in Section 1 or 3.	

Section 3 - Prohibited

Use
Adult sex bookshop

2.0 Use of land

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Exemption from notice and appeal

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

Decision guidelines

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

- The existing and future use and amenity of the waterway and adjacent land.
- The provision of physical infrastructure and community services sufficient to meet the needs of the proposed use.

3.0 Buildings and works

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Permit requirement

A permit is required to construct a building or construct or carry out works.

Application requirement

An application for permit requiring disturbance of the bed of the Yarra River and Victoria Harbour must be accompanied by appropriate maritime archaeological investigations.

Referral of applications

Before deciding on an application for jetties, gangways, mooring poles, pontoons or other works the responsible authority must refer the application in accordance with Section 55 of the Act to the referral authority specified in Clause 66.04 or a schedule to that clause.

Exemption from notice and appeal

An application to construct a building or construct or carry out works or demolish or remove a building or works is exempt from the notice requirements of Section 52(1)(a), (b) and (d), the decision requirements of Section 64(1), (2) and (3) and the review rights of Section 82(1) of the Act.

Decision guidelines

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

- The provisions of the Melbourne Docklands Environmental Management Plan.
- The siting and design quality of all buildings and works and their suitability for the use proposed in the context of the adjacent area.
- The provision of site landscaping in the context of adjacent areas.
- The effect on the visual amenity, landscape and streetscape of the area.
- Impact on the importance, character and appearance of any building, area or place of scientific, aesthetic, architectural, or historical importance.
- Where new buildings incorporate dwellings, the design should respect and anticipate the development potential of adjacent sites, to ensure that the future development of the adjacent sites does not cause a significant loss of amenity to the subject site.
- For residential development, ensure appropriate noise attenuation measures are adopted to limit internal and external noise to appropriate levels.
- That the 20 metre wide portion of water directly adjoining riverfront properties is used in a manner complementary to the use of the adjoining riverfront properties.

4.0 Referral of applications

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An application to use land or to construct a building or carry out works must be referred in accordance with Section 55 of the Act to the referral authority specified in the schedule to Clause 66.04.

5.0 Advertising signs

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A permit is required to erect an advertising sign, except for:

- ~~A window display.~~
- Renewal or replacement of an existing internally illuminated business identification sign.

Exemption from notice and appeal

An application to erect or construct or carry out works for an advertising sign, is exempt from the notice requirements of Section 52(1)(a), (b) and (d), the decision requirements of Section 64(1), (2) and (3) and the review rights of Section 82(1) of the Act.