



Office use only:

DATE RECEIVED:

FEE: \$

DATE PAID:

RECEIPT NO:

FILE NO:

APPLICATION FOR 'REPORT & CONSENT'
SITING VARIATIONS - PART 5 of BUILDING REGULATIONS

COVER SHEET - SECTION A

To: Municipal Building Surveyor
Mansfield Shire Council
Private Bag 1000
MANSFIELD VIC 3724

Property Address:

No Lot Street
Suburb Postcode

Applicant: Relevant Building Surveyor Owner Agent of Owner

Name

Address Postcode

Contact : Tel(BH) Mobile

Fax E-mail

Owner: (if not the applicant)

Name

Address Postcode

Contact : Tel(BH) Mobile

Fax E-mail

Brief Description of Proposal:

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(Full description and reasons for application/s to be detailed in appropriate Section B)



MANSFIELD SHIRE

Regulation/s being sought for variation (please tick)

Tick	Reg	Reporting Matter	Fee
	73	Max Street Setback (setback more than 1/3 depth of site)	\$290.40
	74	Min Street Setback (decrease in min street setback)	\$290.40
	75	Building Height (overall building height > 9m or 10m)	\$290.40
	76	Site Coverage (> 60%)	\$290.40
	77	Permeability (> 80% impermeable surfaces)	\$290.40
	78	Car Parking (< 2 car parking spaces)	\$290.40
	79	Side & Rear Setbacks (building within the prescribed envelope)	\$290.40
	80	Walls on Boundaries (walls and carports over height or over length)	\$290.40
	81	Daylight to Existing Habitable Room Windows (neighbours light court provisions)	\$290.40
	82	Solar Access to Existing North Facing Windows (building within the prescribed envelope)	\$290.40
	83	Overlooking (increased overlooking into neighbours windows & SPOS)	\$290.40
	84	Overshadowing of Recreational Private Open Space (increase in overshadowing)	\$290.40
	85	Daylight to Habitable Room Windows (light court to new habitable room windows)	\$290.40
	86	Private Open Space (decrease area of private open space)	\$290.40
	87	Siting of Class 10a Buildings (outbuilding on a vacant site)	\$290.40
	88	Front Fence Height (height of front fence > 1.5m or 2.0m)	\$290.40
	90	Fence Setback from Side and Rear Boundaries (fences within the prescribed envelope)	\$290.40
	91	Fences On or Within 150mm of Side or Rear Boundaries (fences over height or length)	\$290.40
	92	Fences on Street Alignments (corner fences > 1m within 9m to intersection)	\$290.40
	94	Fences and Daylight to Windows in Existing Dwelling (neighbours light court provisions)	\$290.40
	95	Fences and Solar Access to Existing north-Facing Habitable Room Windows	\$290.40
	96	Fences and Overshadowing of Recreational Private Open Space	\$290.40
	97	Masts, Poles etc. (aerials etc > 3m (attached) or 8m (freestanding))	\$290.40
		Total	

Signed: Dated

Owner Applicant (who has the written agency to act for the owner)

High Country, Lakes and Rivers

Internet: www.mansfield.vic.gov.au
Email: council@mansfield.vic.gov.au
ABN: 74 566 834 923

33 Highbett Street, Mansfield Vic 3722
Private Bag 1000, Mansfield Vic 3724
Telephone: (03) 5775 8555 / TTY: 133 677
Facsimile: (03) 5775 2677



MANSFIELD SHIRE

In order for your application to be assessed in a timely manner, the following must be submitted:

- Completed Cover Sheet - **Section A**
- Completed Assessment Criteria - **Section B**
- Two (2) sets of properly prepared plans of the proposed works, including site plan (which must outline and setbacks of the neighbours properties, their habitable room windows locations, private & secluded private open space, shadow diagrams etc) floor plan/s, elevations etc. **These plans must highlight areas of non-compliance for which 'report & consent' is being sought.**
- Completed 'Adjoining/Nearby Neighbours Comment Form' together with a signed plan from these neighbours that show they have a full understanding of the proposed variation - **Section C**
- A full copy of a current Certificate of Title of the allotment including lot plan, plan of subdivision, covenants, agreements, easements, etc.
- Fee: \$290.40 per regulation.
- Any other information that would support the application (i.e. photos)

Appeal Rights:

An owner can appeal, to the Building Appeals Board, within **30** days, any;

- . Decision to refuse,
- . Any condition/s or requirement/s imposed on the decision,
- . Failure to make a decision within the prescribed time.

Method of Payment:

I enclose a cheque for \$ payable to MANSFIELD SHIRE COUNCIL

Please debit \$ from my Visa MasterCard

Credit Card No. _____ Expiry date. ____/____

Cardholder's Name.

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Cardholder's Signature.

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MANSFIELD SHIRE

APPLICATION FOR 'REPORT & CONSENT'
ASSESSMENT CRITERIA - SECTION B

Side and Rear Setbacks – Regulation 79

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The Minister for Planning in his Minister’s Guideline MG/12 has set out the Objectives and Decision Guidelines in respect to regulation **79** that Council must have regard to when considering varying a design and siting standard.

Note: If any matter set out in the guidelines is not met, then Council **must refuse** consent.

To assist Council in determining if the Objective and Decision Guidelines have been met, please describe how your application meets the following appropriate assessment criteria



MANSFIELD SHIRE

Objective

To ensure that the height and setback of a building from a boundary respect the existing or preferred character and limits the impact on the amenity of existing dwellings.

Decision Guidelines

- a)The setback will be more appropriate taking into account the prevailing setback of existing buildings on nearby allotments; **or**

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- b)The setback will be more appropriate taking into account the preferred character of the area, where it has been identified in the relevant planning scheme; **or**

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MANSFIELD SHIRE

c) The slope of the allotment and/or existing retaining walls or fences reduce the effective height of the building; **or**

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d) The building abuts a side or rear lane; **or**

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e) The building is opposite an existing wall built to or within 150mm of the boundary; **or**

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MANSFIELD SHIRE

- f) The setback will not result in a significant impact on the amenity of the secluded private open space and habitable room windows of existing dwellings on nearby allotments; **and**

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- g)The setback is consistent with a building envelope that has been approved under a planning scheme or planning permit and/or included in an agreement under Section 173 of the Planning and Environment Act 1987; **and**

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- h)The setback will not result in a disruption of the streetscape; **and**

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MANSFIELD SHIRE

- i) The setback is consistent with any relevant neighbourhood character objective, policy or statement set out in the relevant planning scheme.

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