



PART B: DETAILS OF YOUR VARIATION

Regulation 83 – Overshadowing: proposed building reduces sunlight to a Recreational Private Open Space (RPOS) of an existing dwelling on an adjoining allotment and does not comply

Step 1. Please provide the details of your variation

Area of RPOS on adjoining allotment _____

Amount of sunlight required from RPOS on the adjoining allotment _____

Existing amount of sunlight available to the adjoining RPOS _____

Proposed amount of sunlight available to adjoining RPOS _____

Step 2. Please provide plans showing overshadowing/overlooking

Step 3. Please provide reasons to support your request

Note: Council's approval of a variation is determined by its compliance with the Minister's Guidelines. The fields below address each of the decision guidelines that Council must consider in deciding whether to approve or refuse your variation request.

The objective of Regulation 83 is to ensure buildings do not unreasonably overshadow existing secluded private open spaces

Please provide your reasoning on how your variation will meet this objective:

- a) **The proposed building will not significantly impact on the amenity of the secluded private open space(s) on nearby allotments.**

- b) **The building 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.**

Step 4. Impacted adjoining property owners must be consulted as part of a Report and Consent Application for this regulation.

Please complete Step 1 of the Adjoining Owner Comment Form and Council will contact the adjoining owners and seek comments on your behalf.