



Ararat Rural City

# Guidelines for Local Laws Infringement Notice, Permits and Fees

 Ararat Rural City	<b>Ararat Rural City Council</b> <b>Guidelines for Local Laws</b> <b>Infringement Notices,</b> <b>Permits and Fees</b>	Document No:	L3
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These Guidelines for Local Laws Infringement Notices, Permits and Fees are incorporated by reference into the Ararat Rural City Council General Local Law and Governance Local Law and must be read in conjunction with the Local Law. These guidelines may be altered or updated at anytime by a resolution of Council. In accordance with Section 112(2) of the Local Government Act 1989 if these guidelines are at anytime amended, until the Council causes notice to be published in the Government Gazette of that amendment, these guidelines are to be taken to have not been so amended.

### **1. Applying for a Local Law permit**

- (1) A person applying for a Local Law permit required in accordance with any provision of the General Local Law may do so by:
  - (a) lodging with the Council an application, in a form contained in the Schedules of these Guidelines or an appropriate form approved by the Council; and
  - (b) paying to the Council the appropriate application fee.
- (2) The Council or an authorised officer may require an applicant to provide additional information before dealing with an application for a permit or for exemption.
- (3) The Council or an authorised officer may require a person making an application for a permit to give public notice which will entitle any person to make a submission and to be heard in accordance with section 223 of the Local Government Act.

### **2. Issue of permits**

The Council or an authorised officer may:

- (a) issue a permit, with or without conditions; or
- (b) refuse to issue a permit.

### **3. Duration of permits**

- (1) A permit is in force until the expiry date indicated on the permit, unless it is cancelled before the expiry date.
- (2) If no expiry date is indicated on the permit, the permit expires on 30 June next after the day on which it is issued.

### **4. Conditional permits**

- (1) A conditional permit may be subject to conditions which the Council or an authorised officer considers to be appropriate in the circumstances including:
  - (a) the payment of a fee or charge; and
  - (b) a time limit to be applied either specifying the duration, commencement or completion date; and
  - (c) the happening of an event; and
  - (d) the rectification, remedying or restoration of a situation or circumstance; and
  - (e) where the applicant is not the owner of the subject property, the consent of the owner; and
  - (f) the granting of some other permit or authorisation.
- (2) The conditions of a permit must be set out in the permit.



- (3) The Council or an authorised officer may, during the currency of a permit, alter the conditions of a permit if it considers it to be appropriate to do so, after providing the permit holder with an opportunity to make comment on the proposed alteration.
- (4) A person who undertakes an activity for which the Council has issued a permit must comply with the conditions of the permit.

## **5. Cancellation of a permit**

- (1) The Council or an authorised officer may cancel a permit if it considers that:
  - (a) there has been a serious or ongoing breach of the conditions of the permit; or
  - (b) a notice to comply has been issued, but not complied with within the appropriate time specified in the notice for compliance; or
  - (c) there was a significant error or misrepresentation in the application for the permit; or
  - (d) in the circumstances, the permit should be cancelled.
- (2) Before cancellation of a permit, the Council or authorised officer must provide to the permit holder an opportunity to make comment on the proposed cancellation.
- (3) If a permit holder is not the owner of the land and the owner's consent was required to be given to the application for the permit, the owner must be notified of any notice to comply and of the reason why it has been served.

## **6. Correction of permits**

- (1) The Council or an authorised officer may correct a permit in relation to:
  - (a) an unintentional error or an omission; or
  - (b) an evident material miscalculation or an evident material mistake of description of a person, thing or property.
- (2) The Council or authorised officer must notify a permit holder in writing of any correction.
- (3) If the permit holder is not the owner of the land and the owner's consent was required to be given to the application for the permit, the owner must be notified of any correction to the permit.

## **7. Registers**

- (1) The Council must maintain a record of permits, including details of corrections and cancellations.
- (2) The Council must ensure that the registers are available for public inspection at the office of the Council during normal business hours.

## **8. Service authorities**

- (1) A service authority or a person employed by or acting on behalf of a service authority is not required to obtain a permit in respect of work which is for the purposes of the service authority.
- (2) A person who would, but for this clause, be required to obtain a permit in respect of any activity must notify the Council of the activity prior to its commencement.

## **9. Exemptions**

- (1) The Council may by written notice exempt any person or class of persons from the requirement to have a permit, either generally or at specified times.



- (2) An exemption may be granted subject to conditions.
- (3) A person must comply with the conditions of an exemption.
- (4) An exemption may be cancelled or corrected as if it were a permit.

#### **10. Infringement notices**

- (1) An authorised officer may issue an infringement notice in the form of the notice in Schedule 1 for non-compliance of a Local Law.
- (2) The fixed penalty in respect of an infringement notice for non-compliance of a Local Law is the amount set out in the offences clause or a Schedule of the Local Law .

#### **11. Payment of penalty**

- (1) A person issued with an infringement notice may pay the penalty indicated to the Chief Executive Officer, Ararat Rural City Council, P.O. Box 246 Ararat 3377.
  - (2) To avoid prosecution, the penalty indicated must be paid within 28 days after the day on which the infringement notice is issued.
  - (2) A person issued with an infringement notice is entitled to disregard the notice and defend the prosecution in court.
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### **Conditions of Permit**

The conditions of a permit may include or exclude any sub-clause of these guidelines or any matter or direction deemed relevant to the circumstances of the particular permit or, any matter or direction that concerns the safety and protection of the public and any Council asset, as determined from time to time by Council or an authorised officer. All permits shall include a signed declaration of indemnification to the Council against liability arising from any activities or actions in connection with the permit.

#### **12. Fires in the open air – residential (GLL.26)**

A permit to burn in the open air within a residential area shall be in the form of the permit contained in Schedule 5 and must include such conditions as;

- (a) permit holder must notify Vicfire 1800 668 511 before commencing;
- (b) permit holder must have a hose or fire fighting equipment on standby ready for use;
- (c) must notify immediate neighbours at least 2 hours before commencing burn;
- (d) must have a clear area around fire of at least 3 sq. metres;
- (e) fires must not be lit Total Fire Ban days;
- (f) permits for fires will not be issued during fire restriction periods;
- (g) any other matter relevant to the circumstances of lighting fires in a residential area.

#### **13. Burning of offensive materials (GLL.27)**

- (1) Before issuing a permit to burn offensive material Council or an authorised officer shall consider all alternative means of disposal.



- (2) A permit to burn offensive material shall be in the form of the permit contained in Schedule 4 and will take into consideration;
- (a) the location of the burning in proximity to adjoining land and buildings,
  - (b) the adequate means of supervising, controlling and extinguishing the fire,
  - (c) the forecast weather conditions and the degree to which the material to be burned may produce offensive, toxic or unpleasant smells or smoke,
  - (d) any other matter relevant to the circumstances associated with the burning.

**14. Use of vehicles and recreation vehicles (GLL.28)**

A permit to use a vehicle or recreation vehicle shall be in the form of the permit contained in schedule 4 and must take into consideration;

- (a) the location and zoning of the land where the vehicle is to be used,
- (b) the suitability of the land and the likely damage caused to Council land or assets,
- (c) the number of vehicles, the days, times and hours for use,
- (d) any other matter, including safety, relevant to the circumstances of use.

**15. Advertising, bill posting and junk mail (GLL.29)**

A permit to place advertising, post bills, write, draw or place any sign on a Council asset shall be in the form of the permit contained in Schedule 4 and must take into consideration;

- (a) the type and content of the material and the proposed location,
- (b) the likely interference of free passage of vehicles and pedestrians,
- (c) any other matter relevant to the circumstances of the granting of the permit.

**16. Noise in a public place (GLL.30)**

A permit to sound or play a musical or noise instrument in a public place shall be in the form of the permit contained in Schedule 4 and must take into consideration;

- (a) the volume, intensity and duration of the sound generated,
- (b) the safety, and likely interference of free passage, of pedestrian and vehicle traffic,
- (c) any other matter relevant to the generation of sound, safety or asset protection.

**17. Camping (GLL.32)**

A permit to camp on Council land or public land shall be in the form of the permit contained in Schedule 4 and must take into consideration;

- (a) what special circumstances exist that necessitates the granting of a permit,
- (b) the type of structure used for accomodation,
- (c) the duration of the permit,



- (d) the standard of habitation and sanitation to be utilised;
- (e) any other matter relevant to the circumstances of camping on Council land or public land.

**18. Camping on private property (GLL.32(3))**

A permit to camp on private property is required if a person is to camp on the land for longer than 28 days in a calendar year and shall be in the form of the permit contained in Schedule 4. The issuing of a permit must take into consideration;

- (a) what special circumstances exist that necessitates the granting of a permit,
- (b) the type of structure used for accommodation,
- (c) the duration of the permit,
- (d) the standard of habitation and sanitation to be utilised;
- (e) any other matter relevant to the circumstances of camping on private property.

**19. Temporary dwellings (GLL.33)**

A permit for a temporary dwelling on private land shall be in the form of the permit contained in Schedule 4 subject to all requirements of General Local Law clause 33 and any other conditions as determined and may only be issued by a Council officer authorised in accordance with any Building, Planning or associated legislation.

**20. Circuses, carnivals and festivals (GLL.34)**

A permit for a circus, carnival or festival shall be in the form of the permit contained in Schedule 4 and must take into consideration;

- (a) the location and suitability of the land,
- (b) the duration of the event and the proposed hours of operation,
- (c) the availability of sanitary facilities to the land,
- (d) the likely effects on pedestrian and vehicular traffic and parking requirements,
- (e) the likely damage to be caused to the environment or any Council asset,
- (f) any other matter relevant to the circumstances associated with the granting of a permit.

**21. Keeping animals (GLL.35)**

A permit to keep additional animals shall be in the form of the permit contained in Schedule 6 and must take into consideration;

- (a) the zoning of the land and the proximity to adjoining properties,
- (b) the type and additional numbers of animals to be kept,
- (c) the likely effect of noise or odours on adjoining landowners,
- (d) the suitability of adequate fencing to contain the type of animal kept,
- (e) electric fencing must not be used in a residential area unless placed at least one (1) metre inside a property boundary containing adequate fencing for the type of animal kept,
- (f) the adequacy of suitable shelter, if required, for the type of animal kept,



- (g) the keeping of poultry in a residential area shall be in accordance with the Code of Practice contained in Schedule 9;
- (h) any other matter relevant to the circumstances of keeping animals.

**22. Grazing animals on Council land (GLL.38)**

A permit to graze animals on Council land shall be in the form of the permit contained in Schedule 4 and must take into consideration;

- (a) the zoning of the land and any areas of conservation and environment protection,
- (b) the likely effect on adjoining landowners,
- (c) the safety, and likely interference of the free passage, of pedestrian and vehicular traffic.
- (d) the likely damage caused to any Council land or asset,
- (e) any other matter relevant to the circumstances of the grazing of animals.

**23. Drainage tapplings (GLL.50)**

Written Permission or a permit in the form of a permit contained in Schedule 4 is required by a person to tap into any drain under Council's control. Consideration must be given to the type of drain being connected to, the type of materials used for the connection and the strength of any covering required for vehicle or pedestrian safety.

**24. Consumption and possession of liquor on Municipal Reserves. (GLL.56)**

Written permission or a permit in the form of a permit contained in Schedule 4 is required by a person, group, association or sporting body to bring into and consume liquor on any nominated reserve listed in the General Local Law. Consideration will be given to the type of event, the number of persons at the event, the dates and times the event shall operate and any other matter relevant to the safety of the public and Council assets.

**25. Constructing, removing or altering a vehicle crossing (GLL. 62,63(1))**

- (1) A permit in the form of a permit contained in Schedule 4 shall be required by a person or business to construct, remove or alter a vehicle crossing whether temporary or permanent. The crossing must be made to the specifications of Council with consideration to materials, shape and size and any alteration or damage to Council assets.
- (2) Council may require a bond proportionate to the likely cost of any repairs of any Council asset which must be refunded if all works and repairs are completed to Council satisfaction or may be retained in whole or part by Council to offset costs for any reinstatement works undertaken by Council.

**26. Collections on roads. (GLL.70)**

A person, organisation or corporate body must have written permission from Council to collect or solicit gifts of money or subscriptions. In deciding whether to grant written permission Council must take into consideration;

- (a) the times and dates it is proposed to collect;
- (b) the manner in which it is to be collected;
- (c) the impact on traffic and the safety of pedestrians;



- (d) Collections on roads and at intersections must have Police permission;
- (e) the applicant must supply a copy of current public liability insurance;
- (f) any other matter relevant to the circumstances to the activity.

**27. Erecting or placing advertising (“A” frame) signs. (GLL.71)**

A permit to place advertising or “A” frame signs on a footpath or road related area shall be in the form of the permit contained in Schedule 7 and must take into consideration;

- (a) only one (1) “A” frame or similar sign for a business may be placed on a road area;
- (b) a sign is to be no larger than 1000mm. High X 750mm. Wide;
- (c) a sign must be placed at least 600mm. from the kerb on a footpath or nature strip or at least two (2) metres from the bitumen edge of a road where there is no kerb or footpath;
- (d) the sign must allow 1800mm. of clear pedestrian area adjacent to the building wall;
- (e) the permit holder must have public liability insurance;
- (f) any other matter relevant to the circumstances of the placement of a sign.

**28. Roadside trading. (GLL.73)**

A permit for roadside trading shall be in the form of the permit contained in Schedule 4 and must take into consideration;

- (a) whether the safety of road users or the passage of vehicles will be affected by the activity;
- (b) whether permits or licences required under any other Act or Regulation have been obtained;
- (c) whether the activity will affect the amenity of the area or disturb adjacent property owners;
- (d) whether appropriate arrangements can be made for the disposal of litter, refuse and waste water and the placement of advertising signs and, or lighting;
- (e) whether the consent of the Roads Corporation has been obtained where the road is a declared State Highway, Tourist Road or Forest Road;
- (f) whether all necessary insurances are current for the safety of the public and protection of Council assets;
- (g) any other matter relevant to the circumstances of the activity.

**29. Locating goods for sale. (GLL.76)**

A permit for locating goods for sale on a footpath or road related area shall be in the form of the permit contained in Schedule 7 and must take into consideration;

- (a) goods must be placed at least 600mm. from the kerb and allow 1800mm. of clear footpath area adjacent to the building wall. Where no footpath or nature strip is evident goods must be placed at least two (2) metres from the bitumen edge of the road;
- (b) goods placed on a footpath, naturestrip or road must not have a continuous display area larger than 1.5 metres long by 1 metre wide by 1.5 metres high and must have a minimum of 1 metre clear space between any other display of goods;



- (c) goods must not be attached to posts, poles or other streetscape objects;
- (d) the permit holder must have current public liability insurance;
- (e) any other matter relevant to the circumstances of the placement of goods for display or sale.

**30. Outdoor eating facilities. (GLL.77)**

A permit for establishing an outdoor eating facility on a footpath or road related area shall be in the form of the permit contained in Schedule 7 and must take into consideration;

- (a) no more than 4 tables and 4 chairs for each table for any establishment must be placed at least 600mm. from the kerb and allow at least 1800mm. of clear footpath area adjacent to the building wall. Clear footpath area will be dependant on actual footpath width but must be a minimum of 1500mm.;
- (b) for safety of the public, all eating areas, except areas serving liquor (see sub-clause (g)), must have a Council approved barricade or screen on the kerb side;
- (c) a clear area of 500mm. must be maintained around parking meters, bins, vine guards and other Council street furnishings;
- (d) tables, chairs and umbrellas must be of a type approved by Council. Umbrellas if used must stand at least 2 metres high and must be securely anchored;
- (e) tables, chairs and surrounding areas must be kept clean, tidy and free of rubbish, food scraps, cigarette butts and dirty dishes;
- (f) permit holders serving liquor must operate in accordance with the Liquor Control Reform Act 1998;
- (g) permit holders serving liquor must only permit liquor to be served and consumed from a proper drinking glass. No cans or bottles;
- (h) permit holders serving liquor must, where applicable, provide Council approved barricades or screens on at least three (3) sides of the seating area, one side of which shall be the kerb;
- (i) permit holders serving liquor will be responsible for ensuring patrons consuming liquor are properly seated on chairs at tables (No Standing On The Footpath Drinking);
- (j) persons consuming liquor within the footpath area shall only be exempt from Councils General Local Law clause 55 when inside a barricaded area and properly seated;  
**(NO STANDING ON THE FOOTPATH DRINKING)**
- (k) All tables and chairs to be removed from the footpath area by 11.00 pm. Barricades or screens to be removed unless permanently fixed;
- (l) Any other matter relevant to the circumstances of establishing an outdoor eating area.

**31. Placing bulk rubbish containers. (GLL.79)**

A permit to place or leave a bulk rubbish container or skip bin on a road or road related area shall be in the form of the permit contained in Schedule 4 and must take into consideration;

- (a) whether the placement will obstruct or hinder the passage of vehicles and pedestrians, obscure the view of motorists or present a physical or safety hazard of any type;
- (b) whether the placement will obscure or contravene any traffic control signs;



- (c) if the placement of the container or bin is on a carriageway, whether reflective warning signs or hazard lights placed next to or attached to the container or bin are a requirement;
- (d) the safety and protection of any Council assets;
- (e) any other matter relevant to the safe placement of a rubbish container or skip bin.

**32. Road occupation for works. (GLL.80)**

A permit to conduct works on a road or road related area shall be in the form of the permit contained in Schedule 4 and must take into consideration;

- (a) the nature and duration of the works and the times of day the works will be undertaken;
- (b) the likely hazard to road and pedestrian traffic;
- (c) the impact of the works on the amenity of the adjoining area;
- (d) the reinstatement of any part of a road or road related area to be completed in accordance with any conditions contained in the permit;
- (e) whether the applicant has current public liability insurance;
- (f) any other matter relevant to the circumstances of the occupation of a road or road related area for works.

**33. Road occupation for cropping or planting. (GLL.81)**

A permit to crop or plant vegetation on a road or road related area shall be in the form of the permit contained in Schedule 4 and must take into consideration;

- (a) the area to be cropped or planted and the type of crop or vegetation to be planted;
- (b) the protection of high or significant areas of conservation;
- (c) the safety of vehicular and pedestrian traffic;
- (d) whether the applicant has current public liability insurance;
- (e) any other matter relevant to the circumstances of cropping or planting on a road or road related area.

**34. Street parties, street festivals and processions. (GLL.85)**

A permit for a street party, street festival or procession shall be in the form of the permit contained in Schedule 4 and must take into consideration;

- (a) what type of event and why it is being held;
- (b) whether the road or roads can be closed to vehicular traffic for the duration of the event;
- (c) whether all owners or occupiers of all properties via the section of road or roads to be closed have been advised, or need to be advised by letter and given seven (7) days to comment or object;
- (d) whether a person on behalf of the applicant has been nominated to erect and remove signs and barriers which close the road at locations and times specified;
- (e) whether a person has been nominated on behalf of the applicant to guard or man barriers;
- (f) the applicant must have current public liability insurance;



- (g) an application to conduct an event on a local street must be made twenty-one (21) days in advance before the event is to take place;
- (h) any other matter relevant to the circumstances of holding a street party, festival or procession.

**35. Busking and street entertainment. (GLL.86)**

A permit to busk or provide street entertainment shall be in the form of the permit contained in Schedule 4 and must take into consideration;

- (a) whether any undue obstruction will be caused to pedestrians or traffic in the specified area;
- (b) that the permit holder is not to sell or offer or expose for sale any article or commodity;
- (c) that the permit holder is not to advertise or associate the busking activity with any other performance;
- (d) that no sound reinforcement equipment (amplification) may be used unless express written permission is provided where equipment is used in conjunction with some other event;
- (e) that any drawings, sketches or other artwork made on any footpath must be easily erasable, in a non-permanent medium such as chalk, charcoal or pastel and must be removed by the permit holder to the satisfaction of Council;
- (f) that the permit holder must have current public liability insurance;
- (g) any other condition that the Council considers to be appropriate for the safety and protection of the public and any Council asset.

**36. Droving or movement of livestock. (GLL.87)**

(1) The Council **must not** issue a permit for the droving of livestock if:

- (a) there are more than:
  - (i) 6,000 sheep, ewes, wethers and rams; or
  - (ii) 500 large cattle; or
  - (iii) 200 of any other livestock; or
- (b) it is not satisfied that the livestock are able to travel:
  - (i) eight kilometres each day (being livestock referred to in paragraph (a)(i) or (iii)) in one direction; or
  - (ii) ten kilometres each day (being livestock referred to in paragraph (a)(ii)) in one direction-towards their destination; or
- (c) the roads proposed to be travelled:
  - (i) are or will be in use for the purpose for the droving of other livestock at the time proposed;
  - (ii) are carrying such an extent of traffic or in such a condition or being used for such other purposes at the time proposed for the droving that the droving is impracticable; or



- (iii) contain areas of high conservation significance and the applicant cannot or is not prepared to give an undertaking to take all reasonable measures proposed to ensure that such areas are protected; or
  - (d) the owner or drover or person in charge of the livestock refuses to pay fees determined by the council or to provide any bond, guarantee or indemnity requested by the council as security against road or adjacent fence or property damage; or
  - (e) the owner or drover or person in charge of the livestock does not provide evidence, to the satisfaction of council, of an ability to adequately water and feed the livestock and to safely contain them overnight; or
  - (f) the owner or drover does not supply a declaration of his/her knowledge of the health and fitness of the livestock in a form acceptable to the Council; or
  - (g) a person proposing to introduce cattle into Victoria has not first obtained permission in writing from an Inspector of Livestock under the Livestock Disease Control Act 1994, provided certification regarding the Livestock to the Inspector nearest the first point of entry and ensured that the livestock are eartagged with approved eartags prior to entry or otherwise complied with the Livestock Disease Control Act.
- (2) **A person, who has been issued a permit to drive livestock on a road must ensure that;**
  - (a) the livestock are supervised and under effective control at all times by a person who is competent in the management of such livestock;
  - (b) livestock camped overnight are enclosed by a substantial and secure barrier (or otherwise isolated so as to prevent escape or danger to other road users);
  - (c) proper disposal takes place of any carcass of any livestock , under that person's charge, which die on the road;
  - (d) the livestock are only driven during daylight hours; and
  - (e) the livestock are not driven on roads which the Council or an authorised officer has notified the person must not be used for the driving of livestock;
  - (f) an Inspector of Livestock of Agriculture Victoria administering the Livestock Disease Control Act 1994 is notified if the person in charge of such livestock becomes aware or suspects that livestock (or any of them) have a disease or has died of a disease listed as a notifiable disease under that Act; and
  - (g) he or she complies with the provisions of the Livestock Disease Control Act 1994 and the Prevention of Cruelty to Animals Act 1986; and
  - (h) in respect of any declared roads, the permission of the Roads Corporation has been obtained.
- (3) In determining conditions applying to any permit issued for the driving of livestock, the Council in addition to any conditions referred to in sub-clause 2 may impose such conditions as it considers appropriate including requirements that:
  - (a) livestock not be camped in an area which is a declared or designated area of high conservation value;
  - (b) appropriate reflective signs or flashing lights be erected in front of, and at the rear of, any livestock camped overnight on a road;
  - (c) the number of livestock which may be driven in the municipal district at any one time not exceed the number specified in respect of the permit;



- (d) the livestock travel not less than the distances specified by an authorised officer (which distances may allow for a rest day in appropriate circumstances);
  - (e) the permit holder has a current public liability policy covering risks relevant to the droving and for an amount sufficient to meet any liability to the Council;
  - (f) the public liability policy mention the interests of the Council and the Roads Corporation;
  - (g) the livestock be healthy and free of disease;
  - (h) signs conforming with the guidelines prepared by the Roads Corporation and referred to in the Regulations are in place;
  - (i) livestock are only to be driven on any road during daylight hours.
- (4) In determining fees and charges relevant the droving or grazing of livestock along any road in the municipal district, the council may do all or any of the following:
- (a) fix daily fees and/or per capita charges;
  - (b) fix fees and/or per capita charges according to the duration for which any permit is to operate;
  - (c) fix different fees and/or per capita charges for differing types of livestock;
  - (d) fix different fees and/or per capita charges for droving of livestock and for grazing of livestock;
  - (e) fix fees and/or per capita charges on an annual basis or pro rata those fees according to the period of the year yet to elapse when the permit is granted;
  - (f) fix any bond or guarantee amount to be paid or provided as an alternative to or an addition to an indemnity against damage or actions.
- (5) The Council must refund a bond, on application:
- (a) within seven days after refusing to issue a permit; or
  - (b) if a permit is issued, after the departure from the municipal district of the livestock if the applicant has, in the opinion of an authorised officer, complied with the conditions of the permit.
- (6) The Council may retain all or part of a bond, to the extent of:
- (a) the cost to the Council of repairing any damage to roads or other property which, in the opinion of an authorised officer, has occurred as a result of the driving of the livestock; and
  - (b) the amount of unpaid daily fees due in relation to the livestock the subject of the permit application or permit.
- (7) A deduction under sub-clause (6) may be made at any time before the bond or any remaining part of it is refunded.
- (8) If a deduction is made from a bond before the livestock have left the municipal district, the permit holder must, within 48 hours, make further payment to maintain the amount of the bond at \$1,000.
- (9) In the event of any unpaid fees and the cost to Council of repairing any damage exceeding the amount of the bond, the applicant must pay the outstanding amount to the Council and the Council may serve a notice to comply on the applicant.
- (10) The route to be travelled must be specifically determined by Council having regard to:
- (a) the route requested by the applicant;



- (b) the practicality of that route or alternative routes given:
  - (i) the respective volume of traffic regularly using roads in the vicinity;
  - (ii) the proposed commencing and finishing locations;
  - (iii) the sensitivity of vegetation on that route;
  - (iv) the duration and/or frequency of livestock droving proposed;
  - (v) the number of livestock involved in the droving or each livestock droving;
  - (vi) any permits already granted for livestock droving, grazing or movement on or adjacent to the proposed area;
  - (vii) the condition of the road and prevailing weather conditions at the time of the proposed droving of livestock or throughout the proposed livestock droving;
  - (viii) the availability of alternative routes;
  - (ix) the distance to be covered each day;
  - (x) the health and condition of the livestock;
  - (xi) the nature of any weeds or growth along any proposed route and the potential for livestock to spread noxious or environmental weeds;
  - (xii) the potential for safely accommodating any livestock overnight;
  - (xiii) the capacity to adequately warn other road users of the presence of livestock on the road;
  - (xiv) procedures for varying any route in situations of hardship;
  - (xv) the availability of water and feed;
  - (xvi) the outcome of any consultation with the Department of Conservation and Natural Resources regarding native vegetation;
  - (xvii) the views of the Roads Corporation concerning any droving on declared roads; and
  - (xviii) any other matters considered relevant by the council.
- (11) Upon the issue of a permit under this clause, the Council must notify the Department of Agriculture of the permit and of the livestock to be driven.

**37. Heavy vehicle parking in residential zones. (GLL.89)**

A permit to park, keep or store a vehicle weighing more than 3 tonnes shall be in the form of the permit contained in Schedule 4 and must take into consideration;

- (a) the likely impact on the residential amenity of the neighbourhood as a result of;
  - (i) the intrusion of heavy vehicle traffic;
  - (ii) excessive noise from heavy vehicles;
  - (iii) pedestrian and motorist safety;
  - (iv) the likely damaged to be caused to Council assets and street trees;



- (v) fumes or related smells resulting from the parking of heavy vehicles;
- (b) the traffic function, traffic volume and width of other roads in the vicinity;
- (c) whether the unobstructed sight distance when exiting forward from the property is capable of being a minimum of 80 metres;
- (d) whether the manoeuvring requirements of the vehicle and the carriageway width will enable the vehicle to be turned within a maximum crossing width of 4 metres;
- (e) any load limit restrictions that are in force on the relevant road;
- (f) whether the property is of sufficient size and layout to enable the vehicle to be properly garaged;
- (g) any other matter relevant to the circumstances of parking or keeping heavy vehicles in residential zones.

**38. Protection of Council Assets Permit. (GLL.90)**

A permit to protect Council and Public Infrastructure Assets shall be in the form of the permit contained in Schedule 8 and must take into consideration;

- (a) all matters relating to the condition of Council assets in the vicinity of any works site that may be liable to damage or destruction by any activity in connection with the works undertaken;
- (b) any matter in relation to the safety and wellbeing of pedestrian and vehicle traffic;
- (c) the placement of any barricades or fences placed on a road or road related area;
- (d) the safe entry and exit from a road or road related area by heavy vehicles and machinery;
- (e) any other matter relevant to the circumstances of the protection of Council and Public Infrastructure Assets within the vicinity of building or construction sites.



### Schedule 1- Infringement Notice

INFRINGEMENT NOTICE

ARARAT RURAL CITY COUNCIL

0000

DATE OF NOTICE  
/ /

PAYMENT DUE DATE  
/ /

Issued pursuant to:-

Road Safety Act 1986       Domestic Animals Act 1994  
 Local Government Act 1989     Environment Protection Act 1970

Other

Family Name (Company or Owner)       Given Names

Address

City/Town       Postcode

Sex  M  F      Date of Birth  /  /

Reg. Number       State

Make       Model       Colour       Expiry Date

YOUR OFFENCE	PENALTY
Code	\$
Location <input style="width: 100%;" type="text"/>	
Time <input style="width: 30px;" type="text"/> AM <input style="width: 30px;" type="text"/> PM	Date <input style="width: 30px;" type="text"/> / <input style="width: 30px;" type="text"/> / <input style="width: 30px;" type="text"/>
Signature of Offender (If Obtainable) <input style="width: 100%;" type="text"/>	

Signature of Council Officer       Name of Council Officer       Code

HOW TO PAY THE PENALTY

**BY POST:**  
Prior to the due date send this notice and a cheque or money order for the FULL AMOUNT (NOT PART PAYMENTS) to:  
ARARAT RURAL CITY COUNCIL, P.O. BOX 246 ARARAT 3377

**IN PERSON:**  
Prior to the due date take this notice and the payment for the FULL AMOUNT to:  
The Municipal Offices, Cnr. Vincent and High Streets Ararat  
Between 9.00 am. and 5.00 pm. Monday to Friday. (not public holidays)

IF NOT PAID PRIOR TO THE DUE DATE COSTS WILL BE ADDED AND THE MATTER MAY BE TAKEN TO COURT

A person has the right to apply to pay the penalty specified in this notice under a payment plan unless the person is a body corporate. You must apply to do so before this notice is registered with the Magistrate's Court.

To apply, contact the Municipal Offices as above.

DUPLICATE - OFFENDER'S COPY



### Schedule 2 – Notice to comply



Ararat Rural City

## Notice to Comply

Local Government Act 1989

<b>Date of Notice:</b>	/ /
------------------------	-----

This compliance notice is issued in accordance with the Local Government Act 1989 and the Ararat Rural City Council General Local Law for a breach of the provisions of the General Local Law and, or the conditions of a permit issued under the General Local Law. The person, business or Incorporated Body identified and named in this notice is directed to undertake such works or action as required to remedy the breach.

#### Person, Business or Incorporated Body to whom this notice applies.

<b>Name:</b> ..... <b>Address:</b> ..... <b>Town:</b> .....
---

<b>Trading as (if applicable)</b>	<b>Telephone</b>

*The person, business or Incorporated Body named above is in breach of the following provision of Council’s General Local Law and, or the conditions of a permit issued in accordance with the provision of the General Local Law.*

**GLL.**

*You are directed to undertake the following action to remedy the breach and complete all works pertaining to this compliance notice by the specified date.*


**Specified date for completion of works or remedial action.**

**Date:** ▶ :    /    /

If you fail to undertake and complete the required action by the specified date, you will be in breach of the relevant provision of the General Local Law. In accordance with Section 225 of the Local Government Act 1989, Council may carry out the work and recover all costs. Penalties may apply, including the matter being referred to the Magistrate’s Court.

**For further information regarding this notice contact the Municipal Offices during normal office hours and the authorised officer named below.**

This compliance notice is issued on behalf of the Ararat Rural City Council by;

*(PRINT) Authorised Officer.*

*Signature.*



### Schedule 3 – Application form – General Local Law Permit



<b>APPLICATION FORM</b> <b>Local Government Act 1989</b> <b>General Local Law Permit</b>
--

Ararat Rural City Please insert the required information in legible printed form using a black or blue ink pen.

Given Names.	Surname.

Address.	Postcode.

Postal Address: (if Different from above)
Trading as: (if applicable)

Telephone:
Mobile:

<b>What is the permit for? Reasons for the permit? (attach additional information as required)</b>

I, ..... declare, that all of the information supplied on this application form is true and correct at the time of submission.

Signature of applicant.	Date.
	/ /

Incorrect or false information supplied for any reason or matter may render the permit issued in relation to this application void and penalties may apply.

*If, for any reason an application for a permit is rejected any bond or fee paid at the time of submission shall be refunded within twenty-eight (28) days of the date of receipt.*

**OFFICE USE ONLY:**

<input type="checkbox"/> Approved.	<input type="checkbox"/> Rejected.	<input type="checkbox"/> Permit issued.	Issue date:    /    /
<input type="checkbox"/> Bond required – Amount: \$ _____		Signature of Officer: _____	
		(Print) Name: _____	

<b>Fee:-</b>	<b>Receipt No.</b>	<b>Date:    /    /</b>
--------------	--------------------	------------------------



### Schedule 4 – General Local Law Permit



Ararat Rural City

## General Local Law Permit

Local Government Act 1989

This permit authorises the person named to engage in such activities that:

The permit is issued for, subject to any conditions, restrictions or limitations as stated, until the expiry date of the permit or the permit is revoked.

**Permit Holder**

Name:.....  
Address:.....  
Town: .....

**Trading as (if applicable)**

**Telephone**

*Details of permit issued in accordance with the Ararat Rural City Council General Local Law - Clause*

G.L.L.

*Permit conditions*

**Expiration date of this permit is the 30<sup>th</sup> of June after date of issue unless indicated below.**

**Expiry Date:** ► This permit expires on:     /     /

NOTE: This permit shall remain invalid until the declaration below is completed and signed.

I, ..... declare, that being the permit holder as named above, accept the conditions under which this permit is issued and agree to indemnify the Ararat Rural City Council against any action arising from accident, injury or damage caused by any activity authorised by this permit.

**Signature of permit holder.**

**Date.**

/ /

Failure to comply with any conditions, restrictions or limitations in respect of this permit will render the permit void and penalties may apply.

**OFFICE USE ONLY:**

**Fee:- \$**

**Receipt No.**

**Date: / /**

*This permit is issued on behalf of the Ararat Rural City Council by;*

*(PRINT) Authorised Officer.*

*Signature.*



### Schedule 5 – Open air burning permit - residential



Ararat Rural City

<p><b>General Local Law Permit</b>          Local Government Act 1989  <i>Fires in the open air – Residential – GLL.26</i></p>
--

This permit authorises the person named to engage in such activities that the permit is issued for, subject to any conditions, restrictions or limitations as stated, until the expiry date of the permit or the permit is revoked.

**Given Names.**

**Surname.**

**Address.**

**Postcode.**

**Address of Burn – (if different from above)**

**Telephone**

**This permit is issued in accordance with the Ararat Rural City Council General Local Law - Clause**

**The lighting of fires in the open air - residential**

**GLL.26**

**Conditions of permit.**

- 1. Permit holder to notify Vicfire 1800 668 511 before commencing.**
2. Must have a hose or fire fighting equipment on standby – ready for use.
3. Must notify immediate neighbours at least 2 hours before commencing burn.
4. Must have a clear area around fire of at least 3 sq. metres.
- 5. Fires must not be lit on Total Fire Ban days.**

**Note:** This permit is valid for a period of 28 days from the date of receipt or until the date fire restrictions commence.

*NO LOCAL LAW PERMIT FOR FIRES WILL BE ISSUED DURING RESTRICTIONS*

**NOTE:** This permit shall remain invalid until the declaration below is completed and signed.

I, ..... declare, that being the permit holder as named above, accept the conditions under which this permit is issued and agree to indemnify the Ararat Rural City Council against any action arising from accident, injury or damage caused by any activity authorised by this permit.

**Signature of applicant.**

**Date.**

Failure to comply with any conditions, restrictions or limitations in respect of this permit will render the permit void and penalties may apply.

**OFFICE USE ONLY:**

**Fee:- \$**

**Receipt No.**

**Date: / /**

This permit is issued on behalf of the Ararat Rural City Council by,  
**(PRINT) Authorised Officer.**

**Signature.**



### Schedule 6 – Keeping additional animals permit



Ararat Rural City

<b>General Local Law Permit</b> Local Government Act 1989 <i>Keeping animals – Residential – GLL.35</i>
---

This permit authorises the person named to keep more than the required number of cats, dogs or other animals on a property in a residential area or keep an animal that requires a permit in accordance with the Ararat Rural City Council General Local Law. The permit is issued subject to any conditions, restrictions or limitations as stated, until the expiry date of the permit or the permit is revoked.

<b>Given Names.</b>	<b>Surname.</b>
<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>
<b>Address.</b>	<b>Postcode.</b>
<input style="width: 65%;" type="text"/>	<input style="width: 30%;" type="text"/>
<b>Address where animals are kept. (if different from above.)</b>	<b>Telephone.</b>
<input style="width: 55%;" type="text"/>	<input style="width: 35%;" type="text"/>

<b>This permit is issued in accordance with the Ararat Rural City Council General Local Law - Clause</b>					
<b>Keeping animals – residential</b>					<b>GLL.35</b>
<b>Type of animals kept.</b>	Dog <input type="checkbox"/>	Cat <input type="checkbox"/>	Livestock <input type="checkbox"/>	Poultry <input type="checkbox"/>	Other <input type="checkbox"/>
<b>Total Number of animals kept:</b>	<input style="width: 90%;" type="text"/>				
<b>Description:</b>					
<b>Conditions of permit:</b>					
1. All fences must be adequate to confine the type of animals kept to the property.					
2. All dogs and cats must be microchipped and registered with Council.					
3. All faeces and refuse to be cleaned up and removed from the property weekly.					
4. All food to be kept in vermin proof containers.					
5. This permit is issued subject to complaints of noise, odours or other nuisances.					
Permit Fee: <input type="checkbox"/> \$40.00 – Valid for the period ending 30 <sup>th</sup> of June each year.					
Permit Fee: <input type="checkbox"/> \$200.00 – Valid for animal life or for the time the animal remains at the property.					
<b>NOTE: This permit shall remain invalid until the declaration below is completed and signed.</b>					

I, ..... declare, that being the permit holder as named above, accept the conditions under which this permit is issued and agree to indemnify the Ararat Rural City Council against any action arising from accident, injury or damage caused by any activity authorised by this permit.

<b>Signature of permit holder.</b>	<b>Date.</b>
<input style="width: 95%;" type="text"/>	<input style="width: 60%;" type="text"/>

Failure to comply with any conditions, restrictions or limitations in respect of this permit will render the permit void and penalties may apply

**OFFICE USE ONLY:**

<b>Fee:- \$</b>	<b>Receipt No.</b>	<b>Date: / /</b>
-----------------	--------------------	------------------

<b>This permit is issued on behalf of the Ararat Rural City Council by, (PRINT) Authorised Officer.</b>	<b>Signature.</b>
<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>



### Schedule 7 – Goods, signs and eateries permit



Ararat Rural City

**General Local Law Permit**  
 Local Government Act 1989  
*Placing of Signs, Goods and Eateries – GLL.71,76,77*

This permit authorises the person or business named to place an “A” frame or similar sign, goods for sale or an eating area on a footpath or road. This permit is issued in accordance with the Ararat Rural City Council General Local Law subject to any conditions, restrictions or limitations as stated, until the expiry date of the permit or the permit is revoked.

**Given Names.**

**Surname.**

**Address.**

**Postcode.**

**Trading as. (if applicable.)**

**Telephone.**

**This permit is issued in accordance with the Ararat Rural City Council General Local Law - Clause**

**Placing Signs, Goods and Eateries on a footpath or road** | **GLL.71,76,77**

**Type of Items to be placed:** ⇒ “A” frame/Menu Board  Goods for sale  Tables and Chairs

**Main Conditions of permit:** ⇒ (See reverse of page for full details)

1. Only one (1) “A” frame sign or Menu Board, no larger than 1000mm.H X 700mm.W. per premises
2. Goods for sale - placed to cover a total area no larger than three (3) sq. metres. Goods must not have a continuous display area larger than 1.5 metres long by 1 metre wide by 1.5 metres high and must have a minimum of 1 metre clear space between any other display of goods;
3. All items placed must be 600mm. from the kerb and allow 1800mm. clear area adjacent to building line.
4. All food areas to be kept clean, tidy and free of food scraps and dirty dishes.
5. Business must have current Public Liability Insurance.
6. All tables and chairs to be removed by 11.00 pm. Barricades removed unless fixed.

**Permit Fee:**  \$40.00 – “A” Frame Sign/Menu Board OR Goods only.  
**Signs/goods.**  \$40.00 - “A” Frame Sign and Goods.  
**Eateries.**  \$50.00 – Up to 3 Tables & 4 Chairs each table.  \$15.00 Extra table & 4 Chairs  
 \$25.00 – Plus place menu board

**PREMISES SERVING ALCOHOL MUST HAVE AREA BARRICADED ON 3 SIDES**

**PERMIT EXPIRES – 30<sup>th</sup> JUNE EACH YEAR - unless indicated ⇒ / /**

**NOTE: This permit shall remain invalid until the declaration below is completed and signed.**

I, ..... declare, that being the permit holder as named above, accept the conditions under which this permit is issued and agree to indemnify the Ararat Rural City Council against any action arising from accident, injury or damage caused by any activity authorised by this permit.

**Signature of permit holder.**

**Date.**

Failure to comply with any conditions, restrictions or limitations in respect of this permit will render the permit void and penalties may apply

**OFFICE USE ONLY:**

**Fee:- \$**

**Receipt No.**

**Date: / /**

This permit is issued on behalf of the Ararat Rural City Council by,  
(PRINT) Authorised Officer.

**Signature.**



## **Outdoor Eating Facilities**

A permit for establishing an outdoor eating facility on a footpath or road related area must take into consideration;

- (a) no more than 4 tables and 4 chairs for each table for any establishment must be placed at least 600mm. from the kerb and allow at least 1800mm. of clear footpath area adjacent to the building wall. Clear footpath area will be dependant on actual footpath width but must be a minimum of 1500mm.;
- (b) for safety of the public, all eating areas, **except areas serving liquor** (see sub-clause (h)), must have a Council approved barricade or screen on the kerb side;
- (c) a clear area of 500mm. must be maintained around parking meters, bins, vine guards and other Council street furnishings;
- (d) tables, chairs and umbrellas must be of a type approved by Council. Umbrellas if used must stand at least 2 metres high and must be securely anchored;
- (e) tables, chairs and surrounding areas must be kept clean, tidy and free of rubbish, food scraps, cigarette butts and dirty dishes;
- (f) **permit holders serving liquor must operate in accordance with the Liquor Control Reform Act 1998;**
- (g) **permit holders serving liquor must only permit liquor to be served and consumed from a proper drinking glass. No cans or bottles;**
- (h) **permit holders serving liquor must, where applicable, provide Council approved barricades or screens on at least three (3) sides of the seating area, one side of which shall be the kerb;**
- (i) **permit holders serving liquor will be responsible for ensuring patrons consuming liquor are properly seated on chairs at tables (No Standing On The Footpath Drinking);**
- (j) **persons consuming liquor within the footpath area shall only be exempt from Councils General Local Law clause 55 when inside a barricaded area and properly seated;**  
**(NO STANDING ON THE FOOTPATH DRINKING) PENALTIES APPLY \$200**
- (k) **All tables and chairs to be removed from the footpath area by 11.00 pm. Barricades or screens to be removed unless permanently fixed.**

### **GOODS and SIGNS**

- (l) goods and/or signs must be placed at least 600mm. from the kerb and allow 1800mm. of clear footpath area adjacent to the building wall. Where no footpath, nature strip or kerbing is evident goods must be placed at least two (2) metres from the bitumen edge of the road;
- (m) goods placed must only cover a total area of 3 sq. metres. Goods placed on a footpath, naturestrip or road must not have a continuous display area larger than 1.5 metres long by 1 metre wide by 1.5 metres high and must have a minimum of 1 metre clear space between any other display of goods and must leave a clear area of 500mm. around parking meters, bins etc.;
- (n) goods must not be attached to posts, poles or other streetscape objects;
- (o) only one (1) "A" frame or similar sign for a business may be placed on a footpath or road area;
- (p) a sign is to be no larger than 1000mm. High X 750mm. Wide;
- (q) a permit holder for goods, signs or eateries must have current public liability insurance

**any other matter relevant to the circumstances of the placement of goods, signs or eateries may be included.**



### Schedule 8 – Protection of Council assets – Building site regulation permit



Ararat Rural City

**General Local Law**  
Local Government Act 1989 Asset Protection Permit GLL. 90

Please insert the required information in legible printed form using a black or blue ink pen.

*OWNER DETAILS:*

Given Names.

Surname.

Address.

Postcode

Postal Address: (if different from above) - OR Email Address:

Telephone:

Appointed Agent: (Person to complete if representing the owner)

Postal Address: (if different from above) - OR Email Address:

Telephone:

**SITE DETAILS**

Site Address:

Postcode

Location of vehicle access to site:

Proposed Works: (tick)

Building Construction  Building Removal  Excavation  Landscaping  Demolition

Other: (Brief description)

Value of Works:

\$

**PRIOR CONDITION OF PUBLIC INFRASTRUCTURE ASSETS** (tick appropriate box below)

Public Infrastructure Assets include, but are not limited to;

Road pavement, vehicle crossings, footpaths, kerb and channel, car parks, laneways, bridges, utilities, traffic management devices, signs, stormwater drains, drainage pits, nature strips, landscaping, street trees and street furniture.

NO PRIOR DAMAGE EXISTS  EXISTING DAMAGE AS LISTED ON REVERSE SIDE

**Site Inspection By Council Officer**  Name Of Officer: \_\_\_\_\_

I, ..... declare, being the permit holder named above, accept the conditions under which this permit is issued and agree to indemnify the Ararat Rural City Council against any action arising from accident or injury caused by any work undertaken and hereby agree to repair or reinstate any public infrastructure asset damage attributed to any such work to the satisfaction of Council.

**Signature: (Owner or Appointed Agent)**

**Date.**

*\* Appointed agent means the person authorised in writing by an owner of a building or land to make application, appeal, referral or representation on the owner's behalf.*



**GENERAL LOCAL LAW**  
**Asset Protection Permit GLL.90**(Part 2)

*PUBLIC INFRASTRUCTURE ASSETS DAMAGE CHECKLIST. (Brief description)*

Road Pavement	
Vehicle Crossing	
Footpath	
Kerb and Channel	
Car Park	
Laneway	
Stormwater Drains	
Drainage Pits	
Nature Strip	
Landscaping	
Street Trees/Furniture	
Traffic Devices/Signs	
Bridges	
Utilities	
Other:	

A SECURITY BOND, to be applied with respect to this permit and to Council’s General Local Law clause 90(5,6), shall be compulsory for all projects having a value of \$20,000 or more and all projects involving the construction or removal of fencing on a boundary to a public place, demolition works, building removal and excavation or construction of swimming pools; and at Council’s discretion for projects having a value of less than \$20,000 that do not involve fencing on a boundary to a public place, demolition works, building removal, excavation works or the excavation or construction of swimming pools.

\* Note: Pursuant to Council’s General Local Law clause 90, any damage to Public Infrastructure Assets attributed to the building works and not reinstated to Council’s satisfaction on the completion of the building work, or earlier, if required by Council will be reinstated by Council and the cost incurred deducted from the security bond lodged in accordance with sub-clause (5). If the bond is insufficient to cover the cost of reinstatement any additional cost will be invoiced to the owner.

**OFFICE USE ONLY:**

<input type="checkbox"/> <b>Approved. - Council Officer:</b> <b>(Print)</b>	
--	--

**Bond required – Amount: \$** \_\_\_\_\_ **Signature:** \_\_\_\_\_

**Permit Fee - Amount: \$ 100.00**

**Receipt No.**

**Date:** / /

*If, for any reason an application for a permit is rejected any fee and, or bond paid at the time of submission shall be refunded within twenty-eight (28) days of the date of receipt.*



## **Schedule 9 – Code of Practice for the Keeping of Poultry in Residential areas**



Ararat Rural City

### **CODE OF PRACTICE FOR THE KEEPING OF POULTRY IN A RESIDENTIAL AREA**

Council's General Local Law Clause 35, Keeping of Animals requires that;

An owner or occupier of a property **must not without a permit** keep or allow to be kept on any property in a residential area no more than 10 poultry of any type.

**An owner or occupier must not without a permit keep a rooster in a residential area.**

#### **To Keep Poultry In A Residential Area**

No person shall keep or cause to be kept any live poultry except in a fowl-house or similar structure to which may be attached an enclosed fowl-run.

No person shall keep or cause to be kept in any fowl-house or similar structure a number of poultry greater than the number produced by dividing the area in square metres by 0.5.

No person shall keep or cause to be kept live poultry in any fowl-house:-

- within 12 metres of any dwelling on the same land as the fowl-house,
- within 15 metres of any dwelling on any land adjoining the fowl-house,
- within a distance of 22 metres from the boundary of the street or road to which the building has frontage and a distance of 3 metres from any other street or road with a width greater than 7.5 metres.
- within a distance of 1.5 metres of the boundary of any land or adjoining allotment of land.

Every fowl-house in which poultry is kept shall be roofed with approved material and paved with approved impervious material and the surface level of the floor shall be at least 75 mm. above the level of the surrounding ground.

Every fowl-house shall be rendered vermin proof by placing jointed brick work or concrete around the foundations to a depth of 300 mm. and all walls shall be constructed of approved vermin proof material.

The owner or occupier of any premises on which poultry is kept shall cause the fowl-house and any attached enclosed run to be maintained at all times in a clean and sanitary condition so as to prevent odours.

All food must be kept in vermin proof containers.

Poultry" means and includes any fowl, chicken, turkey, goose, gander, duck, duckling or pigeon housed on property in a residential area.

**PENALTIES APPLY.**

**Schedule 10 – List of Permit Fees and Charges**

Ararat Rural City

<b>Local Law Permit Fees, Charges and Bonds</b>		
GLL.17	Vehicle Impoundment Charges	\$150.00
GLL.26	Fires in the open air - residential	\$25.00
GLL.27	Burn offensive materials	\$120.00
GLL.28	Use of vehicles and recreation vehicles Bond if required to protect Council asset (refundable)	\$50.00 as determined
GLL.29	Advertising, bill posting Council asset	as determined
GLL.30	Noise in a public place	\$65.00
GLL.32	Camping on Council land	\$70.00
GLL.32(3)	Camp on private land longer than specified	\$70.00
GLL.33	Temporary dwellings	\$120.00
GLL.34	Circuses, carnival and festivals	as determined
GLL.35	Keeping animals – residential - per year or for life of animal or time kept at property	\$50.00 \$250.00
GLL.38	Graze animals on Council land	\$60.00
GLL.50	Drainage tapping – dependant on works required	as determined
GLL.56	Consumption and possession of liquor Munic. Reserves	as determined
GLL.62	Vehicle crossings Bond if required to protect/reinstate asset (refundable)	\$65.00 as determined
GLL.70	Collections on roads Registered charities, religious or not for profit groups	\$70.00 <b>\$0</b>
GLL.71	Placing “A” frame or advertising sign	\$55.00
GLL.73	Roadside trading	\$125.00
GLL.76	Locating goods for sale or Locating goods and “A” frame sign	\$55.00 \$55.00
(71,76)		
GLL.77	Outdoor eating facilities - 3 tables & 12 chairs plus extra table & 4 chairs plus place menu board	\$65.00 \$25.00 \$35.00
GLL.79	Place rubbish container or skip bin - limit 14 days each subsequent 7 days	\$60.00 \$25.00
GLL.80	Road occupation for works Bond if required to protect/reinstate assets (refundable)	\$60.00 as determined
GLL.81	Road cropping or planting	\$60.00
GLL.85	Street parties, street festivals and processions	\$65.00
GLL.86	Busking and street entertainment	\$60.00
GLL.87	Droving or movement of livestock Bond if required to protect/reinstate Council asset (refund)	\$80.00 as determined
GLL.89	Heavy vehicle parking in residential zones	\$125.00
GLL.90	Asset protection permit Bond if required to protect/reinstate asset (refundable)	\$120.00 as determined

New fees and charges gazetted 11/07/2019.