

**Division 4: Animals Code****About the Animals Code**

- The Animals Code regulates the keeping of animals, whether they are Self assessable, Code assessable or Impact assessable.
- The Code is applicable whether the keeping of animals is for grazing, breeding, training, or intensive animal husbandry (including aquaculture).
- The Code does not apply to Domestic Pets, which are separately defined, and are regulated by Council's Local Laws.
- The Code regulates the location of new uses in terms of their potential impacts on the amenity of nearby sensitive uses, and the road network.
- Other potential impacts of the uses, such as on water resources and important habitats are regulated through the relevant Zone Code and Overlays.

**(1) Animals Code**

The provisions in this division comprise the Animals Code. They are;

- (i) The Purpose of the Animals Code - Section (2); and
- (ii) The Specific Outcomes, Probable Solutions and Acceptable Solutions for the keeping of Animals – Table 6.4.1.

**(2) The Purpose of the Animals Code**

The purpose of the Animals Code is to achieve the following overall outcomes;

Animal Husbandry and Intensive Animal Husbandry uses:

- (i) Are located and designed in a manner that minimises potential impacts on the amenity of the area or nearby sensitive uses; and
- (ii) Located where there is adequate vehicular access to service the use, without detriment to the road network's efficiency and safety; and
- (iii) Located where the risks of environmental harm are minimised.

<b>TABLE 6.4.1 ANIMALS CODE</b>	
Specific outcomes (S) for Code and Impact assessable development	Probable Solutions (P) for Code and Impact assessable development; and Acceptable Solutions (A) for Self assessable development. (where Self assessable development does not meet the Acceptable Solutions in the applicable codes, it requires Code assessment. Refer to Section 1.2.9).
<i>All Animal husbandry/grazing uses</i>	
<b>Site and Location</b>	
<b>S1</b> Animal husbandry/grazing uses are located and designed to ensure that the amenity of the surrounding area, particularly residences, is maintained and having regard to; (i) The nature of existing and future uses on adjoining land and in the surrounding area; (ii) The setbacks of animal enclosures or paddocks; (iii) The natural features of the site including topography, soils, watercourses; and (iv) The existence of vegetation on the site which may be retained to screen the development.	<b>P/A1.1</b> Animal enclosures eg. Stables, barns, holding yards, are separated a minimum of 100m from existing or approved uses in the Residential Use Class; or have separation distances provided in accordance with PART 4: Division 1 - Schedule A (Rural Zone Code), whichever is the greater separation distance.
<i>All Intensive Animal Husbandry uses</i>	
<b>Site and Location</b>	
<b>S2</b> Intensive animal husbandry uses are located and designed to ensure that the amenity of the surrounding area, particularly residences, is maintained and having regard to; (i) The nature of existing and future uses on adjoining land and in the surrounding area; (ii) The setbacks of animal enclosures or paddocks; (iii) The natural features of the site including topography, soils, watercourses and aquifers; and (iv) The existence of vegetation on the site which may be retained to screen the development.	<b>P2.1</b> Intensive animal husbandry uses are separated from existing or approved uses in the Residential Use Class in accordance with PART 4: Division 1 - Schedule A (Rural Zone Code).  <b>P2.2</b> Intensive animal husbandry uses are not located within 5000m of land included in the Town Zone or Village Zone.  <b>P2.3</b> The retention of existing vegetation, the provision of a landscaped setback, the provision of screen fencing or a combination of these, ensures that the activities, vehicle parking and storage areas are not visible from roads or adjoining properties.
<b>S3</b> The topography of the site is suited to the intended development, having regard to the potential for erosion and visual impacts on surrounding areas.	<b>P3.1</b> The site area has a gradient of less than 1 in 20.
<b>S4</b> Intensive animal husbandry uses are located to minimise any loss of Good Quality Agricultural Land.	<b>P4.1</b> Where the site contains Good Quality Agricultural Land, development is located where it does not intrude into these areas nor alienate these areas.
<b>S5</b> The site area is not prone to flooding.	<b>P5.1</b> No solutions specified.
<b>S6</b> The development has adequate water supply available for the use.	<b>P6.1</b> No solutions specified.
<b>Environmental Considerations</b>	
<b>S7</b> Intensive animal husbandry uses are located, designed and managed such that; (i) Off-site release of contaminants does not occur; (ii) The generation of any noise does not cause a nuisance to adjoining properties or other noise-sensitive uses; (iii) Any emissions of odour, dust or air pollutants do not cause nuisance beyond the site boundaries; (iv) There is no significant adverse impact on the quality of any surface water or groundwater resource; and (v) The ecological and hydraulic processes of any watercourses are not adversely affected. <sup>111</sup>	<b>P7.1</b> Where the site area adjoins or incorporates a major drainage line or channel, the development provides for the retention and/or enhancement of their ecological and biological qualities.
<b>Road network</b>	
<b>S8</b> Augmentation of the existing road network is provided to the extent necessary to service agricultural uses.	<b>P8.1</b> External road works, whether new road construction or the upgrade of existing roads, are undertaken to provide a road network designed to the standards specified in the Development Standards Code.

<sup>111</sup> A hydrogeological investigation by a suitably qualified person will need to be prepared to identify any valuable groundwater resources and their vulnerability to contamination.