

### 9.3.3 Child care centre code

#### 9.3.3.1 Application

- (1) This code applies to assessable development identified as requiring assessment against the Child care centre code by the tables of assessment in **Part 5 (Tables of assessment)**.
- (2) All provisions in this code are assessment benchmarks for applicable assessable development.

#### 9.3.3.2 Purpose and overall outcomes

- (1) The purpose of the Child care centre code is to ensure child care centres are appropriately located and are designed in a manner which provides a safe environment for users and protects the amenity of surrounding premises.
- (2) The purpose of the Child care centre code will be achieved through the following overall outcomes:-
  - (a) a *child care centre* is located in a convenient location, close to residential communities and major employment nodes;
  - (b) the health and safety of children and staff is not compromised by incompatible land use activities or poor design; and
  - (c) a *child care centre* does not have a detrimental impact on the amenity of surrounding residential premises.

#### 9.3.3.3 Performance outcomes and acceptable outcomes

**Table 9.3.3.3.1 Performance outcomes and acceptable outcomes for assessable development**

Performance Outcomes		Acceptable Outcomes	
<i>Location and Site Suitability</i>			
<b>PO1</b>	The <i>child care centre</i> is located so as to maximise its accessibility to the community.	<b>AO1</b>	The <i>child care centre</i> is located adjacent to, or is integrated with, another compatible community activity.  <b>OR</b>  The <i>child care centre</i> is located at the entrance to a residential neighbourhood.  <b>OR</b>  The <i>child care centre</i> is located in an activity centre.
<b>PO2</b>	The <i>child care centre</i> is located on a road which is accessible and safe, but which is not predominately used by local residential traffic.	<b>AO2</b>	The <i>child care centre</i> is located on a <i>site</i> with <i>access</i> and <i>frontage</i> to a collector street.
<b>PO3</b>	The <i>child care centre</i> is located and designed to ensure that children and staff are not exposed to unacceptable levels of noise, unhealthy air emissions, contaminants or other nuisance.	<b>AO3</b>	The <i>child care centre</i> is located on a <i>site</i> where:- (a) soils are not contaminated by pollutants which represent a health or safety risk to children and staff; (b) maximum concentrations of air pollutants are less than those recommended by the National Health and Medical Research Council; and (c) noise levels from external sources (measured at the maximum L <sub>10</sub> [1 hour]) are less than:- (i) 48dB(A) within buildings; and

Performance Outcomes		Acceptable Outcomes	
			(ii) 55dB(A) when measured at the centre of any outdoor play area.
<b>PO4</b>	The <i>child care centre</i> is located on a <i>site</i> that is capable of accommodating a well-designed and integrated facility, incorporating:- (a) required buildings and structures; (b) private motor vehicle access, parking and manoeuvring; (c) on-site landscapes; and (d) any necessary buffering.	<b>AO4</b>	The <i>child care centre</i> is located on a <i>site</i> having:- (a) a <i>slope</i> of not more than 10%; (b) a regular shape; and (c) a minimum area of 1,000m <sup>2</sup> .
<b>PO5</b>	A <i>child care centre</i> adjacent to an electricity transmission line incorporates adequate setbacks to protect the health and wellbeing of staff and children.	<b>AO5</b>	The <i>child care centre</i> is set back from the most proximate boundary of an electricity transmission line easement as follows:- (a) a 20 metre separation distance for transmission lines between 33kV and 132kV; (b) a 30 metre separation distance for transmission lines between 133kV and 275kV; and (c) a 40 metre separation distance for transmission lines greater than 275kV.
<b>Scale of Buildings and Structures</b>			
<b>PO6</b>	The scale of buildings and structures associated with the <i>child care centre</i> is appropriate, having regard to its location and setting, and the nature and scale of surrounding development.	<b>AO6</b>	Where a standalone use and not located in a <i>centre zone</i> , the <i>child care centre</i> has a maximum <i>site cover</i> of 50%.  <b>OR</b>  Where not a standalone use or where located in a <i>centre zone</i> —no acceptable outcome provided.
<b>Protection of Residential Amenity</b>			
<b>PO7</b>	The <i>child care centre</i> is designed to minimise potential conflict with surrounding residential premises, including by way of noise, light or odour nuisance.	<b>AO7.1</b>  <b>AO7.2</b>	All buildings, structures and outdoor play areas are set back at least 3.0 metres from all <i>site</i> boundaries adjoining a residential use or land included in a <i>residential zone</i> .  A minimum 1.8 metre high solid acoustic screen fence is erected along the full length of all <i>site</i> boundaries adjoining a residential use or land included in a <i>residential zone</i> .  Editor's note— <b>Section 9.4.3 (Nuisance code)</b> sets out requirements for managing nuisance.