

Application to vary Building Regulation 83 – Overshadowing to recreational private open space



PROPERTY VARIATION IS SOUGHT FOR

ADDRESS Number _____ Street/Road _____
Town _____ Postcode _____

APPLICANT DETAILS

APPLICANT NAME _____
POSTAL ADDRESS _____
PHONE (BH) _____ EMAIL _____

IMPORTANT INFORMATION

In order for your application to be assessed, the completed application form must be accompanied by the following:

- Description of proposal, and justification of compliance with the Minister’s decision guidelines (see attached form)
- Two (2) copies of properly prepared plans which include:
 - site plan showing all dimensions and setbacks of existing buildings and affected adjoining buildings
 - shadow diagrams (from 9am to 3pm on the 22 September) showing the extent of overshadowing of the adjoining neighbours recreational private open space and the amount of recreational private open space which will NOT be overshadowed
 - any other information that would support the application
- Copy of a current Certificate of Title
- A fee of \$299.80

APPLICANT SIGNATURE

Signature

Date

HOW WOULD YOU LIKE TO RECEIVE YOUR PERMIT

WILL COLLECT BY MAIL BY EMAIL

PAYMENT OPTIONS

CONTACT US
Phone 03 5760 2600 to make an EFTPOS or credit payment over the phone.
Fax 03 5762 5537
Email council@benalla.vic.gov.au

IN PERSON
Visit the Council’s Customer Service Centre at 1 Bridge Street East, Benalla

MAIL
Send this application back to us with a cheque for the full amount made payable to Benalla Rural City Council, PO BOX 227, BENALLA VIC 3671

OFFICE USE Date received Receipt number

Information Privacy The personal information requested on this form is being collected by Council for assessment of your application for a consent and report pursuant to Building Regulation 418(3). The personal information will be used solely by Council for this primary purpose or directly related purposes. The applicant understands that the personal information provided is for the assessment of the consent and report application and that he/she may apply to Council for access to and/or amendment of the information. Requests for access and/or correction should be made to Council’s privacy officer.

DESCRIPTION OF PROPOSAL AND REASONS FOR APPLICATION

ASSESSMENT CRITERIA - Regulation 83

The Minister for Planning (Minister's Guideline MG/12, June 2005) has set out the objective and decision guidelines that Council must have regard to when considering varying a design and siting standard.

If any matter set out in the guideline 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.

Objective: To ensure buildings do not unreasonably overshadow existing recreational private open spaces.

Decision guidelines

- a. the proposed building will not significantly impact on the amenity of the recreational private open space(s) on nearby allotments; and *(comment below)*

- 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. *(comment below)*

OFFICE USE ONLY			
Reviewed by	BC / MBS	PC	MD
	<input type="checkbox"/> Approved <input type="checkbox"/> Refused	<input type="checkbox"/> Approved <input type="checkbox"/> Refused	<input type="checkbox"/> Approved <input type="checkbox"/> Refused
Signature			
Date			
Comments			