

# **~~DRAFT~~ RESIDENTIAL DEVELOPMENT REQUIREMENTS LOCAL PLANNING POLICY**

## 1. Head of Power

This Local Planning Policy has been adopted pursuant to Planning and Development (Local Planning Schemes) Regulations 2015, Schedule 2 (Deemed Provisions), Clause 4.

## 2. Applications of this Policy

This policy applies across the City of Karratha to:

- All residential development covered by Residential Design Codes Volume 1 – Part B
- Where a variation to a ‘deemed-to-comply’ provision of the R-Codes Vol. 1 – Part B or this Policy is proposed, a development application will be required.

To the extent of any inconsistency between the Policy and the City of Karratha Local Planning Scheme No. 8 (the Scheme), the Scheme prevails. To the extent of any inconsistency between the Policy and any Structure Plan and/or Local Development Plan (LDP), approved by the Western Australian Planning Commission, the Structure Plan and/or LDP prevails.

## 3. Definitions

<b>Repurposed Dwelling</b>	means a building or structure not previously used as a dwelling, which has been repurposed for use as a dwelling
<b>Second-hand Dwelling</b>	means a dwelling that has been in a different location and has been dismantled and transported to another location, but does not include a new modular or transportable dwelling.

## 4. Purpose

The purpose of this Policy is to provide localised guidance, through the modification and replacement of ‘deemed-to-comply’ provisions for residential Single House and Grouped Dwelling development (subject to R-Codes Vol. 1 – Part B), in the City of Karratha with the aim of achieving acceptable built form outcomes.

## 5. Objectives

This policy aims to:

- a. implement provisions that amend or replace deemed-to-comply provisions as set out in R-Codes Vol. 1 – Part B; and
- b. establish fair, consistent and reasonable development controls to guide the preparation and assessment of applications for single houses, grouped dwellings and ancillary structures; and
- c. protect and enhance the residential amenity of streetscapes and individual properties; and
- d. ensure that Repurposed Dwellings or Second-hand Dwellings do not detract from the amenity, character and established streetscape of a residential area.

## 6. Policy Provisions

### 6.1 Variations to the Residential Design Codes Volume 1 – Part B Deemed-to-Comply Criteria

Residential Design Code	Modifications to the Deemed-to-Comply Provisions	
5.1.4 Open Space		Clause 5.1.4, C4 is <b>modified</b> to include the additional deemed-to-comply provision:
	C4	ii The amount of open space to be provided may be reduced by an additional 10% on top of the value shown in Table 1 of the R Codes provided any proposed roofed area is unenclosed on at least two sides (excludes carports and/or roofed vehicle storage areas).
5.1.6 Building Height		Clause 5.1.6, C6 is <b>modified</b> to include the additional deemed-to-comply provisions:
		ii A carport does not exceed a total wall height of 3.5m.
		iii A carport does not exceed a total overall height of 4.5m.
	C6	iv A garage does not exceed a wall height of 3.0m.
5.2.1 Setback of Garages and Carports		Clause 5.2.1, C1.1 is <b>modified</b> to include the additional deemed-to-comply provision:
	C1.1	iii A garage shall be constructed with materials which match or complement the existing dwelling.
	C1.2	Clause 5.2.1, C1.2 is <b>replaced</b> with the following deemed-to-comply provision: Carports with a street setback of 1.5 metres or greater, <u>where the proposal can meet the compensation requirements with the street setback in Clause 5.2.1, C1.2 of the Residential Design Codes – Volume 1, and where:</u> <u>i. The width of the carport does not exceed 60 per cent of the frontage; and</u>

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Residential Design Code	Modifications to the Deemed-to-Comply Provisions	
		<p>ii. The construction allows an unobstructed view between the dwelling and the street, right of way or equivalent; and</p> <p>iii. The carport roof pitch, colours and materials are compatible with the dwelling.</p>
5.2.4 Street Walls and Fences	Clause 5.2.4 is <b>modified</b> to include the additional deemed-to-comply provisions:	
	C4.3	Front fences are to be no greater than 1.8 metres in height
	C4.4	Where a swimming pool has been approved and is located within the primary street setback area, fencing over 1.2 metres in height is to comprise of 'permeable' slats with vertical gaps of at least 10mm <del>in height</del> for the length of the proposed front fence.
	C4.5	Gates are not permitted to swing outwards over the road reserve.
5.3.9 Stormwater Management	Clause 5.3.9, C9 is <b>replaced</b> with the following deemed-to-comply provisions:	
	C9	<p>i Stormwater draining from roofs, driveways, communal streets and other impermeable surfaces <del>should to</del> be directed to a constructed public road or dedicated road reserve or drain reserve, <u>via an appropriate stormwater management system</u>.</p> <p>ii For grouped dwellings, a stormwater management plan shall be required to be submitted.</p>
5.4.3 Outbuildings	Clause 5.4.3, C3ii. <del>The standards for large and multiple outbuildings</del> <b>is replaced</b> with the following deemed-to-comply provisions:	
	C3	i When in the form of a shipping container, no more than one outbuilding per dwelling site is permitted and is required to meet the <del>deemed-to-comply development</del> standards in part 6.2 of the Policy.
		ii Is not permitted on a vacant lot.
		iii Individually or collectively does not exceed 10 percent in aggregate of the site area, <u>to a maximum of 90m<sup>2</sup>, whichever is the greater (to a maximum of 90m<sup>2</sup>)</u>
		iv <del>Any</del> Outbuildings <del>utilising exceeding</del> the 10 percent aggregate must meet permitted height and setback.
		v Do not exceed a wall height of 3.6 metres
		vi Do not exceed a ridge height of 4.5 metres
		vii Not located within the primary or secondary street setback area.
		viii <u>Setback in accordance with Table 2a of the Residential Design Codes Volume 1</u>
		ix <del>vii</del> Does not reduce the open space and outdoor living area requirements in Table B of the Residential Design Codes Volume 1.

Residential Design Code	Modifications to the Deemed-to-Comply Provisions		
<i>*Note: the standards for small outbuildings are contained in the Residential Design Codes – Volume 1 Part B.</i>			
5.4.4 External Fixtures, Utilities and Facilities	Clause 5.4.4, C4.5 is <b>replaced</b> with the following deemed-to-comply provision:		
	C4.5		An enclosed, lockable storage area, constructed in a design and material matching the dwelling where visible from the street, accessible from outside the dwelling, with a minimum dimension of 1.5m when provided external to the garage and 1m when provided within the garage and an internal area of at least 4m <sup>2</sup> , for all dwellings.
5.5.1 Ancillary Dwellings	Clause 5.5.1, C1 is <b>modified</b> to include the additional deemed-to-comply provision:		
	C1	viii.	Are not in the form of a repurposed or second-hand dwelling, unless it meets the Minimum Development Standards in part 6.2 of this Policy.
5.5.3 Single Bedroom Dwellings	Clause 5.5.3, C3 is <b>modified</b> to include the additional deemed-to-comply provision:		
	C3	vi.	Are not in the form of repurposed or second-hand dwelling, unless it meets the Minimum Development Standards in part 6.2 of the Policy.

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## 6.2 Shipping Containers and Repurposed Dwellings or Second-hand Dwellings

The following Minimum Development Standards apply to development applications for all Shipping Containers, Repurposed Dwellings or Second-hand Dwellings. Where applications seek to vary these requirements, the development shall be assessed against the relevant Design Objectives in 6.2.2 of this policy.

### 6.2.1 Minimum Development Standards

- a. Shipping containers used for storage purposes shall be located behind the building line of a dwelling that faces the primary street and should be screened from the public realm;
- b. Shipping containers and Repurposed or Second-hand Dwellings are not permitted to be stacked one atop another and shall be single-storey only;
- c. A Repurposed or Second-hand Dwelling in the form of ancillary accommodation shall have a veranda attached to the building that runs for the length of the building with a minimum width of 2.4m;
- d. Any subfloor spaces of Repurposed or Second-hand Dwellings that may be viewed from the public realm shall be screened with a combination of landscaping and/or building materials to complement the building.

### 6.2.2 Design Objectives and Considerations

- a. The visual appearance of a shipping container, Repurposed or Second-hand Dwelling is to be compatible with the appearance of dwellings and outbuildings in the surrounding residential area;
- b. Should any part of a shipping container, Repurposed or Second-hand Dwelling be visible from the public domain, design features, fencing and landscaping should be used to adequately screen the structure from the public domain;
- c. The City will consider and may impose conditions of development approval concerning aesthetic considerations such as:
  - i. colour of external surfaces;
  - ii. screening of any subfloor spaces exposed to external view;
  - iii. the construction of verandas and balustrades;
  - iv. perimeter and internal fencing and screening devices;
  - v. the design, installation and maintenance of landscaping and reticulation; and
  - vi. the design, installation and maintenance of crossovers and driveways.

## 7. Related Documents

- City of Karratha Local Planning Scheme No. 8
- *Planning and Development (Local Planning Schemes) Regulations 2015*
- Residential Design Codes Volume 1 – Part B

## 8. Version Management

<b>Responsible Business Unit:</b>	Development Services – Planning
<b>Policy No.:</b>	DP07
<b>Previous Policy No.:</b>	DP07 & DP11
<b>Adoption Date:</b>	12580-Feb 2002, 12738-Sep 2002, 13497-Oct 2004, 14223-Oct 2007, 14262-Nov 2007, 14640-May 2009, 153400-Mar 2016; 153478-Jun 2016; 153571-Sep 2016; 154687-Oct 2020; 154739-Jan 2021; 154993 – Apr 2022
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