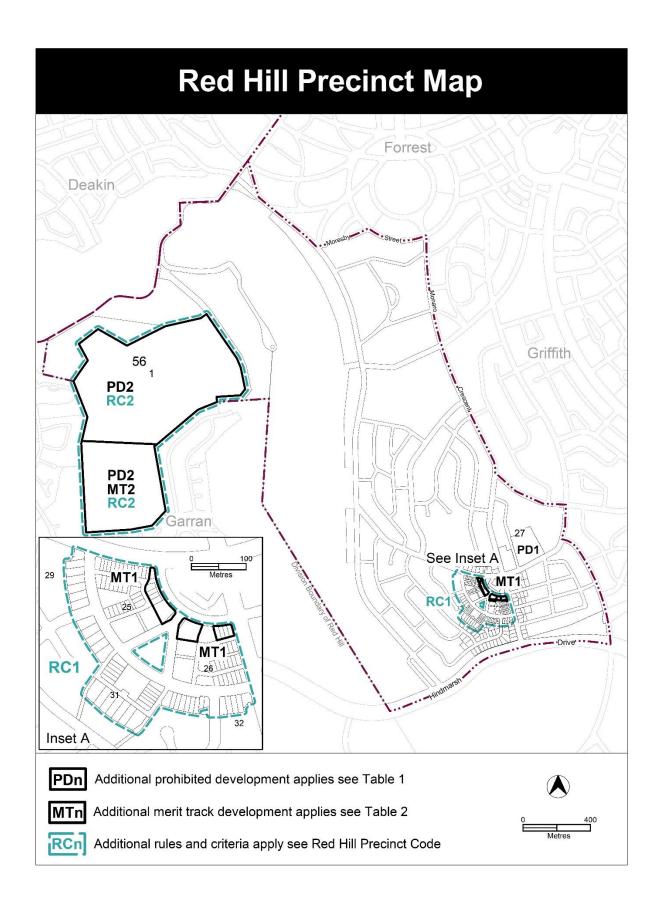


Red Hill Precinct Map and Code

Effective: 10 June 2023

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Assessment Tracks

The following tables identify the additional prohibited and additional merit track development for block and parcels show in the Red Hill Precinct Map (identified as PDn or MTn). Development that is exempt from requiring development approval, other prohibited development and the minimum assessment track applicable to each proposal is set out in the relevant development table.

The following tables constitute part of the relevant zone development table.

Table 1 – Additional prohibited development

Additional prohibited development		
Suburb precinct map label	Zone	Development
PD1	CFZ	retirement village supportive housing
PD2	PRZ2	hotel motel

Table 2 – Additional merit track development

Additional prohibited development		
Suburb precinct map label	Zone	Development
MT1	RZ5	business agency office
MT2	PRZ2	retirement village

Red Hill Precinct Code

Contents

Intro	duction			5
Addit	tional rule	es and	criteria	7
RC1 ·	Cygnet	Cresc	ent Precinct	7
	Element	1:	Use	7
		1.1 1.2 1.3	Commercial uses	8
	Element	2:	Building and site controls	. 10
		2.1 2.2 2.3 2.4 2.5 2.6 2.7	Number of storeys Height of buildings Setbacks – multi unit sites Front boundary setback – large blocks fronting lanes Front boundary setback – blocks fronting open space and pedestrian paths Front boundary setback - garage Front boundary setback – identified blocks along Cygnet Crescent	. 10 . 12 . 12 . 12
	Element	3:	Building Design	. 15
		3.1 3.2 3.3 3.4 3.5 3.6 3.7	Built form and materials Building entries Building frontages to open space Courtyard Walls Finished floor levels Gates to open space Letterboxes	. 15 . 15 . 16 . 19
	Element	4:	Parking and site access	. 21
		4.1 4.2	ParkingVehicle access	
	Element	5:	Amenity	. 22
		5.1	Visual corridors	. 22
	Element	6:	Environment	. 23
		6.1	Landscape areas	. 23
	Element	7:	Subdivision and consolidation	. 23
		7.1	Consolidation	. 23
RC2 -	– Federal	Golf C	Course	. 25
	Element	8:	Use	. 25
		8.1 8.2	Club	
	Element	9:	Environment	. 26
		9.1 9.2 9.3	Trees	. 27

9.4	Heritage	28
Element 10:	Building and site controls	28
10.1 10.2 10.3 10.4	Height of buildingsAdaptable housingAmenityWaste management	28 29
Other ongoing provi	isions	30
OP1 - Cygnet Street	t Precinct	30
Figures		
•	of dwellings	9
Figure 3 – Setbacks		14
Figure 4 – Frontages	s	18
•		
•	oing	
Figure 7 - Developm	nent location and setbacks	26

Introduction

Name

The name of this code is the **Red Hill Precinct Code**.

Application

The code applies to the Division of Red Hill.

Purpose

This code provides additional planning, design and environmental controls for specific areas or blocks and may also contain references to provisions in other codes.

In conjunction with other relevant codes it will be used by the *Authority* to assess development applications and offer guidance to intending applicants in designing development proposals and preparing development applications.

Structure

This code contains additional rules and/or criteria for particular blocks or parcels identified as areas RCn on the precinct map, to be read in conjunction with the relevant development code. It may also contain sub-parts.

Each element has one or more rules and, unless the respective rule is mandatory, each rule has an associated criterion. Rules provide quantitative, or definitive, controls. By contrast, criteria are chiefly qualitative in nature.

In some instances rules are mandatory. Such rules are accompanied by the words "This is a mandatory requirement. There is no applicable criterion." Non-compliance with a mandatory rule will result in the refusal of the development application. Conversely, the words "There is no applicable rule" are found where a criterion only is applicable.

Code hierarchy

Under the *Planning and Development Act 2007*, where more than one type of code applies to a development, the order of precedence if there is inconsistency of provisions between codes is: precinct code, development code and general code.

If more than one precinct code applies to the site, the most recent precinct code takes precedence to the extent of any inconsistency.

Definitions

Defined terms, references to legislation and other documents are italicised.

Definitions of terms used in this code are listed in part 13 of the Territory Plan or, for terms applicable only to this code, associated with the respective rule.

Acronyms

EPA ACT Environment Protection Authority

ESA ACT Emergency Services Agency

EPSDD ACT Environment, Planning and Sustainable Development

Directorate

NCA National Capital Authority

P&D Act Planning and Development Act 2007

TCCS ACT Transport Canberra and City Services

Effective: 10 June 2023

Additional rules and criteria

This part applies to blocks and parcels identified in the Red Hill Precinct Map (RCn). It should be read in conjunction with the relevant zone development code and related codes.

RC1 – Cygnet Crescent Precinct

This part applies to blocks and parcels identified in area RC1 shown on the Red Hill Precinct Map.

Desired character

The desired character for the RC1 precinct is:

- The arrangement of buildings and spaces enhance solar access to landscape areas, communal areas, private open space and public spaces on and surrounding the site.
- Development fronting the public realm and/or landscape areas addresses and enhances the quality and useability of the spaces.
- Building facades should be of high quality finish, detailing and visually articulated to avoid a
 'continuous wall' of development and excessive bulk and scale and provide visual interest and
 differentiation. Buildings should predominately engage at street level, avoiding large expanses
 of blank walls or grilled car parks.
- The taller building elements are focused on the centre of the site and adjacent to the existing commercial zone.
- Provision of a range and diversity of housing choices including opportunities to age in place.
- Landscaped areas between the buildings are of a high quality that link the overall development together and contribute to the amenity of the area.
- There is a clear hierarchy of public and private zones through the site with safe and attractive pedestrian areas.
- A high-level of sustainability, with a large percentage of the units facing north, and construction to achieve high-energy performance ratings.
- Development should frame and address Lady Nelson Place Park (Section 40, Red Hill) and the landscape areas through visually interesting facades and providing passive surveillance.
- Development provides interest and activity to the public realm through articulated facades to public spaces, avoiding solid, featureless walls of development.

Element 1: Use

Rules	Criteria
1.1 Commercial uses	
R1 This rule applies to <i>business agency</i> and <i>office</i> in the MT1 area indicated on the precinct map.	This is a mandatory rule. There is no applicable criterion
Development must comply with all of the following:	
a) be located at <i>ground floor level</i>b) vehicular access from Discovery Street	

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Rules	Criteria
1.2 Ground floor commercial use	
R2	This is a mandatory rule. There is no applicable
This rule applies to <i>block</i> s identified as having 'minimum ceiling heights' in Figure 5.	criterion
The ground floor <i>finished floor level</i> to finished ceiling level height is not less than 3.6m.	
Note: Noise attenuation provisions in part A may also apply.	
1.3 Number of Dwellings	
R3 This rule applies to <i>block</i> s 'W', 'X', 'Y' and 'Z' identified in Figure 1.	This is a mandatory rule. There is no applicable criterion
The number of <i>dwellings</i> permitted is as follows:	
a) block W:	
i. minimum – 24	
ii. maximum – 36	
b) block X:	
i. minimum – 20	
ii. maximum - 40	
c) block Y:	
i. minimum – 24	
ii. maximum - 40	
d) block Z:	
i. minimum – 15	
ii. maximum - 28	

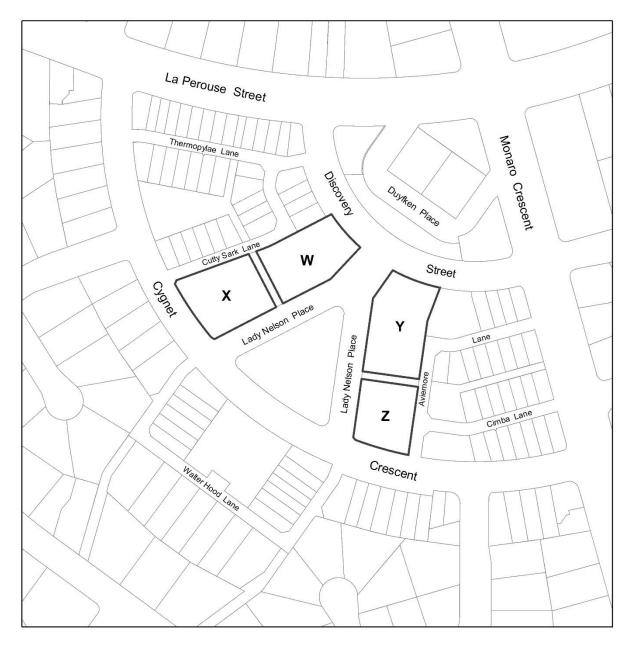


Figure 1 – Number of dwellings

Element 2: Building and site controls

Rules	Criteria
2.1 Number of storeys	
R4 This rule applies to 'Area A', 'Area B' and 'Area C' identified in Figure 2.	This is a mandatory rule. There is no applicable criterion.
The maximum number of <i>storeys</i> permitted in: a) 'Area A' – 2 storeys b) 'Area B' – 3 storeys c) 'Area C' – 4 storeys	
Rooftop plant rooms that are setback from the floor immediately below and screened from a public road and public open space are not included in the number of <i>storeys</i> .	
2.2 Height of buildings	
R5 This rule applies to 'Area A', 'Area B' and 'Area C' identified in Figure 2. Maximum height of building is: a) 'Area A' – 9.5m b) 'Area B' – 12.5m c) 'Area C' – 16m	C5 Buildings achieve all of the following: a) consistency with the desired character b) reasonable solar access to dwellings on adjoining residential blocks and their associated private open space.



Figure 2 – Height

Rules	Criteria		
2.3 Setbacks – multi unit sites			
R6 This rule applies to <i>blocks</i> identified as having 'mandatory setbacks' in Figure 3.	This is a mandatory rule. There is no applicable criterion.		
Setbacks rules stated in a relevant development code are to be considered mandatory rules. Criteria related to these rules do not apply.			
2.4 Front boundary setback – large blocks fro	onting lanes		
R7	C7		
This rule applies to <i>blocks</i> identified as having 'alternate laneway setbacks' in Figure 3.	Front boundary setbacks achieve all of the following:		
Minimum front boundary setback to Walter Hood Lane is:	a) consistency with the desired characterb) the efficient use of the site		
a) lower floor level – 4m	c) reasonable amenity for residents		
b) upper floor level – 6m	d) pedestrian scale at street level		
 c) garage – 5.5m and a minimum of 1.5m behind the front building line, except where there is a courtyard wall in the front zone 	e) space for street trees to grow to maturity.		
2.5 Front boundary setback – blocks fronting	open space and pedestrian paths		
R8			
This rule applies to <i>blocks</i> identified as having 'minimum building setback to all levels' in Figure 3.	This is a mandatory rule. There is no applicable criterion.		
Minimum setback from the front boundary identified in Figure 3 is 1.5m for lower floor level and upper floor level.			
2.6 Front boundary setback - garage			
R9	This is a mandatory rule. There is no applicable		
This rule applies to blocks identified as having 'alternate garage setbacks' in Figure 3.	criterion.		
Minimum <i>front boundary setback</i> of a <i>garage</i> to a rear lane is:			
a) Area 1 – 2m			
b) Area 2 – 600mm			

Rules	Criteria	
2.7 Front boundary setback – identified blocks along Cygnet Crescent		
R10	C10	
This rule applies to <i>blocks</i> identified as having 'alternate front setback' as identified in Figure 3.	Front boundary setbacks achieve all of the following:	
Front boundary setback to comply with Table 1	 a) consistency with the desired character b) the efficient use of the site c) reasonable amenity for residents d) pedestrian scale at street level e) space for street trees to grow to maturity 	

Table 1

		exceptions	
		minimum setback to secondary street frontage	minimum setback to rear lane
all floor levels	4m	3m	nil
articulation elements* – all floor levels	3m	Not applicable	not applicable
garage	5.5m minimum of 1.5m behind the front building line expect where there is a courtyard wall in the front zone		nil

^{*}Articulation elements can include verandas, porches, awnings, shade devices, pergolas and the like (a carport is not considered an articulation element)



Figure 3 - Setbacks

Element 3: Building Design

Rules	Criteria
3.1 Built form and materials	
	C11
There is no applicable rule.	The built form is consistent with the <i>desired</i> character.
3.2 Building entries	
R12	
This rule applies to blocks identified as having a 'frontage to Lady Nelson Place' in Figure 4.	This is a mandatory rule. There is no applicable criterion.
Each <i>dwelling</i> which fronts Lady Nelson Place at ground floor level has separate direct pedestrian access to Lady Nelson Place.	
3.3 Building frontages to open space	
R13	
This rule applies to each boundary of blocks identified as having a 'frontage to open space' in Figure 4.	This is a mandatory rule. There is no applicable criterion.
Buildings have at least one window or door to a habitable room which fronts public open space nominated in Figure 4.	

Criteria Rules 3.4 Courtyard Walls R14 This rule applies to blocks identified as having a This is a mandatory rule. There is no applicable frontage to Lady Nelson Place in Figure 4. criterion. Courtyard walls must comply with all of the following: a) be provided for each dwelling at ground floor level which fronts Lady Nelson Place b) fronts the boundary identified in Figure 4. c) return to the building line of the associated dwelling d) maximum height above datum ground level -1.5me) have a minimum setback from the front boundary of not less than 700mm f) trees and/or shrubs between the wall and the front boundary, in accordance with an approved landscape plan g) a variety of materials or indentations not less than 15m apart where the indents are not less than 1m in depth and 4m in length h) constructed of brick, block or stonework, any of which must be combined with timber or metal panels that include openings not less than 25% of the surface area of the panel Note: courtyard walls to other frontages or locations on the blocks identified under this rule should be assessed as per the development

code.

Rules Criteria R15 This rule applies to blocks identified as having a This is a mandatory rule. There is no applicable frontage to open space in Figure 4. criterion. Courtyard walls must comply with all of the following: a) be provided for each block which fronts open space b) fronts the boundary identified in Figure 4. c) return to the building line of the associated dwelling d) no maximum total length e) nil setback f) have a maximum height above datum ground level of: iii. where principal private open space is forward of the building line – 1.5m iv. where necessary to screen garbage enclosures or clothes drying areas for a maximum length of 2m - 1.8m v. all other cases - 1.2m g) constructed and finished to match or compliment the single dwelling by being constructed of brick, block or stonework, any of which must be combined with timber or metal panels that include openings not less than 25% of the surface area of the panels h) do not obstruct sight lines for vehicles on driveways and pedestrians on public paths in accordance with A2890.1 - The Australian Standard for Off-Street Parking. Note: other development code requirements for courtyard walls such as landscaping, articulation and sightlines still apply.

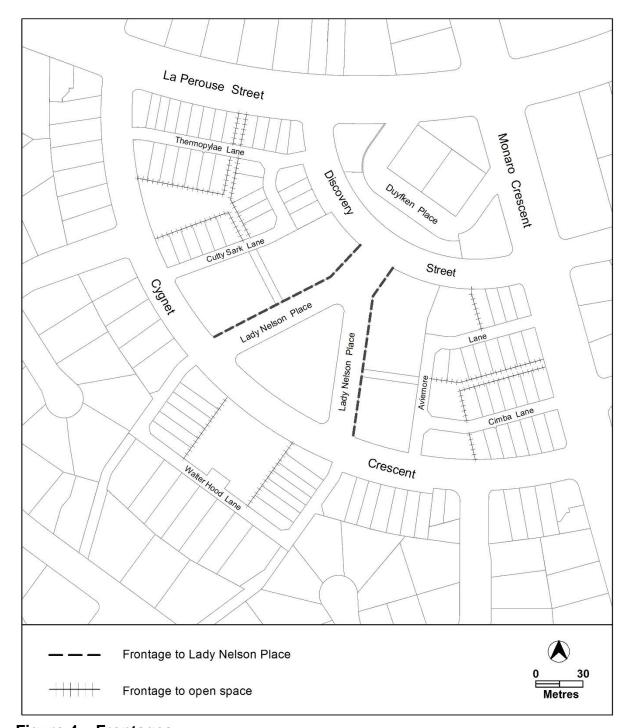


Figure 4 – Frontages

Rules	Criteria
3.5 Finished floor levels	
R16	
This rule applies to blocks identified as having 'habitable rooms fronting the public domain' in Figure 5.	This is a mandatory rule. There is no applicable criterion.
Habitable rooms at ground floor level that are fronting the boundary nominated in Figure 5 must not have a <i>finished floor level</i> :	
a) lower than the directly adjacent kerb or footpath; and	
b) more than 900mm above the directly adjacent kerb or footpath.	
R17	
This rule applies to <i>midsize blocks</i> and <i>compact blocks where vehicular access</i> is from a lane	This is a mandatory rule. There is no applicable criterion.
The <i>finished floor level</i> of the centreline of the <i>garage</i> is to be level with the adjacent kerb.	



Figure 5 - Levels

Rules	Criteria		
3.6 Gates to open space			
	C18		
There is no applicable rule	This criterion applies to blocks requiring a gate to open space as identified in Figure 6.		
	Gates must be provided and achieve all of the following:		
	a) one gate per block		
	b) in a location generally in accordance with Figure 6		
	c) provide pedestrian access to the block and the adjoining open space		
	d) incorporated into a courtyard wall		
3.7 Letterboxes			
	C19		
There is no applicable rule	This criterion applies to blocks requiring a letterbox to open space as identified in Figure 6.		
	Letterboxes must be provided and achieve all of the following:		
	a) facing the boundary identified in Figure 6		
	b) incorporated into a courtyard wall		
	Note: letterboxes must still meet the requirements of Australia Post and Emergency Services.		

Element 4: Parking and site access

Rules	Criteria
4.1 Parking	
R20	
This rule applies to <i>blocks</i> as having a 'single width garage only' as identified in Figure 6.	This is a mandatory rule. There is no applicable criterion.
The maximum total width of all garages and carports to Thermopylae Lane or Cygnet Crescent (whichever is relevant) frontage is 4m.	

Rules	Criteria
4.2 Vehicle access	
R21 This rule applies to <i>blocks</i> which have a boundary to La Perouse Street.	This is a mandatory rule. There is no applicable criterion
Vehicular access from La Perouse Street is not permitted.	

Element 5: Amenity

Rules	Criteria		
5.1 Visual corridors			
	C22		
There is no applicable rule	This criterion applies to 'visual corridors' identified in Figure 6.		
	Visual corridors achieve all of the following:		
	a) be provided and in a location generally in accordance with Figure 6		
	b) a minimum of 5 metres wide at the narrowest point		
	c) contain a formed pedestrian path(s), available for the public to use at all times for the entire length of the visual corridor		
	d) predominately used as a planting area with development above datum ground level is limited to:		
	i. landscaping, including deep root planting		
	ii. public art		
	iii. unenclosed shade structures		
	iv. street furniture		
	v. awning		
	vi. signage		
	vii. bicycle parking		

Element 6: Environment

Rules	Criteria			
6.1 Landscape areas				
R23 This rule applies to landscape areas identified in Figure 6.	This is a mandatory rule. There is no applicable criterion			
Landscape areas comply with all of the following:				
a) development is restricted to:				
i. landscaping, including deep root planting				
ii. public art				
iii. unenclosed shade structures				
iv. street furniture				
v. awning				
vi. signage				
vii. bicycle parking				
viii. Vehicular access and parking (where not greater than 18% of the block area)				
b) are not to be included in the calculation of site open space or private open space for adjoining developments.				
Note: this rule does not replace provisions for landscape design contained within a development code.				

Element 7: Subdivision and consolidation

Rules	Criteria
7.1 Consolidation	
R24	This is a mandatory rule. There is no applicable
Consolidation is prohibited.	criterion.



Figure 6 - Landscaping

RC2 - Federal Golf Course

This part applies to blocks and parcels identified in area RC2 shown on the Red Hill Precinct Map.

Element 8: Use

Ru	les	Criteria
8.1	Club	
R2	5	
	velopment of a club is only for the purposes a golf club.	This is a mandatory rule. There is no applicable criterion
8.2	Retirement village and golf course	
R2	6	
prir in F	velopment of a retirement village is focused marily within the investigation area identified Figure 7 and must comply with all of the owing:	This is a mandatory rule. There is no applicable criterion.
a)	Retirement village is restricted to a maximum of 125 units	
b) Subdivision is only permitted to create one additional lease for a retirement village. No further subdivision is permitted, including subdivision under the Unit Titles Act 2001, of the:		
	i) lease for the retirement village	
	ii) lease containing the golf course.	
c)	vehicular access to the <i>retirement village</i> is provided from Kitchener Street	
d)	no public vehicular access is provided to the retirement village from Gowrie Drive through the golf course	
e)	no public vehicular access is provided to the golf course, club house and associated facilities from the <i>retirement village</i>	
f)	buildings and structures are setback a minimum of 50 metres from residential and PRZ1 zoned blocks as indicated on Figure 7	
g)	development of a <i>retirement village</i> does not diminish or inhibit the opportunity for an 18 hole golf course and associated facilities to operate on the balance of the site.	

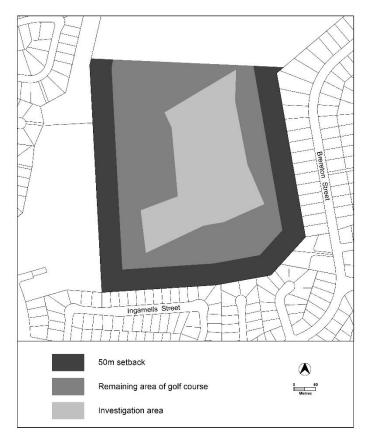


Figure 7 – Development location and setbacks

Element 9: Environment

page 26

Rules	Criteria		
9.1 Trees			
R27			
A tree assessment is prepared for the endorsement of the Conservator of Flora and Fauna and includes all of the following:	This is a mandatory rule. There is no applicable criterion		
all remnant native trees are assessed to determine if they can be nominated as Registered trees under the Tree Protection Act (2005)			
b) all trees that meet the criteria for listing as registered trees are formally nominated.			

Ru	les		Crit	eria
			C28	
The	ere is	s no applicable rule		are development of the land should achieve chever is the greater of the following:
			Visu	al corridors achieve all of the following:
				not result in a net loss of canopy coverage measured at a mature height or
				provide at least 30% canopy coverage measured at a mature height.
9.2	Ec	cological values		
R2				
for	endo	ogical assessment of the site is prepared orsement of the Conservator of Flora and and includes all of the following:		s is a mandatory rule. There is no applicable prion.
a)	ider site	ntification of the ecological values of the		
b)	dev site on 0 mat and	essment of the potential impacts of elopment on the ecological values of the including an assessment of the impacts Gang-gang Cockatoo, Superb Parrot, ture native trees, and wildlife connectivity I movement, light spill on bats, along with the identified values		
	i)	lease for the retirement village		
	ii)	lease containing the golf course.		
c)	c) An avoidance plan that identifies critical ecological values that must be protected from development impacts and maintained into the future			
d)	strategies to minimise the residual impacts of development on the ecological values of the site including:			
	i)	the location of the <i>retirement village</i> buildings, structures and associated infrastructure and facilities to minimise loss of ecological values on the site		
	ii)	preparation of a landscape plan to enhance and protect existing ecological values of the site including use of locally endemic native species		
	iii)	enhancement of the existing natural		

corridors and connections through the

Rules	Criteria
site that link the surrounding open space network to the Red Hill Nature Reserve	
 iv) identification of any environmental offsets associated with development of the site. 	
9.3 Contamination	
R30	
An environmental assessment report for the development is endorsed by the Environment Protection Authority.	This is a mandatory rule. There is no applicable criterion
Note: A condition of development approval may be imposed to ensure compliance with the endorsed site assessment report.	
9.4 Heritage	
R31	C31
An 'Unanticipated Discovery Protocol' is to be included in a Construction Environmental Management Plan (CEMP) and is to include provisions for the assessment and management of any unexpected heritage discoveries during construction is endorsed by the ACT Heritage Council.	If an 'Unanticipated Discovery Protocol' endorsed by ACT Heritage council is not provided the application will be referred to the ACT Heritage Council.
Note: A condition of development approval may be imposed to ensure compliance with this rule.	

Element 10: Building and site controls

Rules	Criteria		
10.1 Height of buildings			
R32			
The maximum <i>height of building</i> for the area identified in Figure 7 is 3 storeys.	This is a mandatory rule. There is no applicable criterion		
10.2 Adaptable housing			
R33			
All dwellings meet both of the following:	This is a mandatory rule. There is no applicable		
a) Australian Standard AS4299 Adaptable housing (Class C)	criterion		
b) Access and Mobility General Code.			

Rules	Criteria
10.3 Amenity	
	C34
There is no applicable rule	Buildings accommodating supportive housing or retirement village achieve all of the following:
	a) consistency with the desired character
	b) reasonable levels of privacy for <i>dwellings</i> on adjoining residential zoned blocks and their associated private open space
	c) solar access to <i>dwellings</i> on adjoining residential zoned blocks and their associated private open space is maintained
	d) compatibility with exterior building materials of existing buildings in the locality.
10.4 Waste management	
	C35
There is no applicable rule	Post occupancy waste management achieves all of the following:
	a) reasonable levels of residential amenity for dwellings and their associated private open space on the subject site
	b) reasonable levels of amenity for <i>dwellings</i> on adjoining residential zoned blocks and their associated private open space.

Other ongoing provisions

This part applies to blocks and parcels identified as ongoing provisions (OPn) in the Red Hill Precinct Map. It should be read in conjunction with the relevant zone development code and related codes.

OP1 – Cygnet Street Precinct

This part applies to blocks and parcels identified in area OP1 shown on the Red Hill Precinct Map.

