

## Application for a Permit to Keep More Than 2 Dogs

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone number: \_\_\_\_\_

I wish to apply for a permit to keep \_\_\_\_\_ dogs as detailed below.  
(number)

	Registration Number	Breed	Gender	Desexed? Y/N	Age
1					
2					
3					
4					
5					
6					
7					
8					

Please attach a drawing showing the area the dogs will be kept, in relation to your nearest neighbours' dwellings, and any kennels/runs the dogs will be kept in.

Signature of applicant: \_\_\_\_\_ Date: \_\_\_\_\_

Name of property owner: \_\_\_\_\_

Signature of property owner: \_\_\_\_\_ Date: \_\_\_\_\_

Address of property owner: \_\_\_\_\_

Fee: \$105.00

Date paid: \_\_\_\_\_ Receipt: \_\_\_\_\_

The personal information request on this form is being collected by Council for the purpose of evaluating a Local Law Permit application. This information will be used solely by Council for that primary or directly related purposes. The applicant understands that the personal information provided is for the purpose of evaluating a Local Law Permit application and that they may apply to Council for access and/or amendment of the information.

## Public Notification

I understand that, as part of the Permit Application process, Council will contact in writing, any properties affected by my application.

Any objections received by Council, in writing, within 14 days of receipt of this application may affect conditions placed on the permit, or the outcome of it being granted.

**Signature of Applicant:** \_\_\_\_\_ **Date:** \_\_\_\_\_

## 24. Keeping of animals - secure confinement

- a) An owner or occupier of land on which livestock or dogs are kept must ensure that the land is adequately fenced so as to prevent the escape of such livestock or dogs from the land.
- b) Without a permit a person must not keep any livestock on any land in a residential zone or any land of an area less than 4,000 square metres.
- c) Without a permit a person must not keep more than:
- i) two dogs (three months old or older);
  - ii) two cats (three months old or older);
  - iii) five reptiles or rodents;
  - iv) 10 large birds (which means any pigeon, cockatoo or other bird of similar or larger size, but does not include poultry) ;
  - v) 25 small birds (which includes any budgerigar, canary, finch or other bird of similar or smaller size);
  - vi) a rooster; or
  - vii) 24 poultry on any land.
- d) An owner or occupier of land must ensure that the land and any structure on it used for the purpose of housing animals must be maintained:
- i) in a clean, sanitary and inoffensive condition and so as not to cause any nuisance;
  - ii) in surroundings that are clear of any material that may harbour vermin; and
  - iii) to the satisfaction of an authorised officer.

### **Keeping of animals – secure confinement**

Local Law Clause No 24

### **Purposes of the clause**

To protect amenity by regulating the keeping of animals on private land.

### **Applies to**

All owners and occupiers of residential land or land less than 4,000m<sup>2</sup> in area where livestock and certain animals are kept.

### **Policy responsibility**

Manager Regulatory Services

### **Administration**

Manager Regulatory Services

### **Enforcement**

Manager Regulatory Services

### **Who requires a permit?**

Any person wishing to:

- keep livestock on land less than 4,000m<sup>2</sup> in area or on any land zoned residential and/or
- keep more than the number of animals specified.

### **Exemptions**

None

### **Applying for a Permit**

A completed permit application form should be submitted 14 days prior to the use of land applied for.

### **Criteria for Issuing Permits**

Permits are available for keeping livestock on residential land or land less than 4,000m<sup>2</sup> in area and for keeping more than the specified number of certain animals.

If the land is within a Special Use Zone as defined in the Nillumbik Planning Scheme, no permit can be issued unless the provisions of the Register of Non-Conforming Uses have been met.

When dealing with applications for permits the Council or its delegate will consider the following factors:

- the amenity of the proposed location and the surrounding area
- the location, area and nature of the land, its zoning and its suitability for the use intended
- the siting of the area or structures within the land and proximity to other occupiers
- the effects on the amenity of other land and the health and safety of persons and property
- the type and numbers of animals to be kept
- membership and compliance with any recognised association or standards
- any comments received in respect of the application
- any further information required from the applicant
- any other matters that may apply to the particular application
- the applicant's record in keeping animals, and
- an appropriate permit fee and any refundable deposit required.

### **Permit conditions**

Animal Housing Guidelines:

Animal housing includes kennels, stables, pens, poultry houses and bird cages and should be located and constructed to the following standards:

- 15.0 metre setback from a property frontage to a road
- 6.0 metre setback from any other street alignment
- where the property is less than 4,000m<sup>2</sup> in area, a 1.5 metres setback from a side boundary
- where the property is 4,000m<sup>2</sup> or more in area, a 4.5 metre setback from a side boundary and
- a clearance of at least 10 metres from any dwelling on the property or an adjoining property.

Maintenance:

- in accordance with Sub-clause 24 d)