

Application for a Permit to Keep Livestock

Name: _____

Address: _____

Telephone number: _____

I wish to apply for a permit to keep: _____
(number and type of animal)

Please attach a drawing showing the area the animals will be kept, in relation to your nearest neighbor's dwellings, indicating the size of the property, all buildings, enclosures and animal housing.

Signature of applicant: _____

Date: _____

Name of property owner: _____

Signature of property owner: _____ Date: _____

Address of property Owner: _____

Fee: \$110.00

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.

Revised 1 July 2020

COMMUNITY
SAFETY



Nillumbik
The Green Wedge Shire

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 4,000m² 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 4,000m² 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 4,000m² 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 4,000m² in area, a 1.5 metres setback from a side boundary

- where the property is 4,000m² 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)