

## **52.XX GRAZING ANIMAL PRODUCTION**

### **Purpose**

To ensure that supplementary feeding associated with grazing animal production does not adversely affect waterways or the amenity of the surrounding area.

### **52.XX-1 Requirement**

Grazing animal production in the Farming Zone, Green Wedge Zone and Rural Activity Zone must meet the following requirement:

- Must be no building, works or equipment used for supplementary feeding (including a feed trough and feedpad) located within the following setbacks:
  - 100 metres from a dwelling in separate ownership.
  - 100 metres from land in a residential zone or Urban Growth Zone.
  - 100 metres from a waterway or wetlands.

This requirement does not apply to:

- A building, works or equipment located within the setback before the approval date of Amendment VCXX.
- A building, works or equipment located within the setback from a dwelling before the dwelling existed.
- A building, works or equipment located within the setback from land in a residential zone or Urban Growth Zone before the land was included in the zone.
- A building, works or equipment used for storage (including storage of feeding equipment and feed) located within a setback.
- The storage of feeding equipment within a setback when not in use.

### **52.XX-2 Permit required**

Despite the requirements of Clause 52.XX-2, a permit may be granted for grazing animal production that includes a building, works or equipment used for supplementary feeding located within a setback specified in Clause 52.XX-2.

### **52.XX-3 Decision Guidelines**

Before deciding on an application, in addition to the decision guidelines in Clause 65, the responsible authority must consider, as appropriate:

- Whether the land within the setback is suitable for supplementary feeding and whether the proposal is compatible with adjoining and nearby land uses.
- Whether a dwelling or land within the setback will be adversely affected by supplementary feeding due to dust, noise or odour.
- The impact of supplementary feeding within the setback on water quality.

## 52.ZZ PIG FARM

### Purpose

To facilitate the establishment and expansion of pig farms in a manner that is consistent with orderly and proper planning and the protection of the environment.

### 52.ZZ-1 Permit not required

A permit is not required to use land for a pig farm in the Farming Zone, Green Wedge Zone or Rural Activity Zone if the following conditions are met:

- The land must have an area of at least 2 hectares.
- The use must meet either the Farm A or Farm B conditions specified in Table 1 for the applicable area of land.
- Must be no pigs located within 50 metres of:
  - A dwelling in separate ownership.
  - Land in a residential zone or Urban Growth Zone.
  - A waterway or wetlands.

**Table 1**

Area of land	Farm A conditions	Farm B conditions
2 to 4 hectares	No more than 4 pigs	No more than 1 sow and 1 boar used for breeding. Any other pig must be a progeny of the sow.
More than 4 hectares and not more than 5 hectares	No more than 8 pigs	No more than 2 sows and 1 boar used for breeding. Any other pig must be a progeny of one of the sows.
More than 5 hectares	No more than 10 pigs	No more than 3 sows and 1 boar used for breeding. Any other pig must be a progeny of one of the sows.

### 52.ZZ-2 Exemption from notice and review

An application to use land or construct a building or to construct or carry out works for a pig farm under a provision of the Farming Zone, Green Wedge Zone or Rural Activity Zone is exempt from the notice requirements of section 52 (1)(a), (b) and (d), the decision requirements of section 64(1), (2) and (3) and the review rights of section 82(1) of the Act if the following conditions are met:

- Must be no more than 8 sows and 1 boar used for breeding, and any other pig must be a progeny of one of the sows.
- Must be no pigs located within 100 metres of:
  - A dwelling in separate ownership.
  - Land in a residential zone or Urban Growth Zone.

## **52.YY POULTRY FARM**

### **Purpose**

To facilitate the establishment and expansion of poultry farms in a manner that is consistent with orderly and proper planning and the protection of the environment.

### **52.YY-1 Permit not required**

A permit is not required to use land for a poultry farm in the Farming Zone, Green Wedge Zone or Rural Activity Zone if the following conditions are met:

- Must be no more than 200 poultry, not including an emu or ostrich.
- Must be no more than 10 emus and ostriches.
- Must be no poultry located within 30 metres of a waterway or wetlands.
- Must be no poultry housing or constructed shelter located within 50 metres of:
  - A dwelling in separate ownership.
  - Land in a residential zone or Urban Growth Zone.

### **52.YY-2 Requirement for broiler farms**

An application to use land or construct a building or construct or carry out works for a broiler farm under a provision of a zone must comply with the *Victorian Code for Broiler Farms 2009*.

This requirement does not apply to an application to construct a building or to construct or carry works for an existing broiler farm if the number of chickens permitted to be kept on the land is not increased.

### **52.YY-3 Permit not required for an outdoor range area**

Any requirement of this scheme relating to the use of land or construction of a building or construction or carry out works, other than a requirement of an overlay, does not apply to the use or construction of an outdoor range area for an existing broiler farm if the following conditions are met:

- The number of chickens permitted to be kept on the land must not be increased.
- Must be no more than 150,000 chickens.

### **52.YY-4 Exemption from notice and review**

The following kinds of applications are exempt from the notice requirements of section 52 (1)(a), (b) and (d), the decision requirements of section 64(1), (2) and (3) and the review rights of section 82(1) of the Act:

- An application to use land or construct a building or construct or carry out works for a poultry farm under a provision of the Farming Zone, Green Wedge Zone or Rural Activity Zone if the following conditions are met:
  - Must be no more than 450 poultry, not including an emu or ostrich.
  - Must be no more than 25 emus and ostriches.

- Must be no poultry housing or constructed shelter located within 100 metres of:
  - A dwelling in separate ownership.
  - Land in a residential zone or Urban Growth Zone.
- An application to use land or construct a building or construct or carry out works for a broiler farm under a provision of the Farming Zone, Green Wedge Zone or Rural Activity Zone if the application meets the requirements of a “Class A Broiler Farm”, as specified in the *Victorian Code for Broiler Farms 2009*.

#### **52.YY-5 Notice of an application**

Notice of an application to use land or to construct a building or construct or carry out works for a broiler farm must be given in accordance with section 52(1)(2) of the Act to the Environment Protection Authority if the application meets the requirements of a “Special Class Broiler Farm” or “Farm Cluster”, as specified in the *Victorian Code for Broiler Farms 2009*.

This requirement does not apply to an application to construct a building or to construct or carry works associated with an existing broiler farm if the number of chickens permitted to be kept on the land is not increased.