

POL	THE KEEPING OF HORSES & OTHER ANIMALS IN THE RESOURCE ZONE	LPP 2.3
-----	---	---------

POLICY CODE:	LPP 2.3
DIRECTORATE:	Planning & Development
BUSINESS UNIT:	Planning & Development
SERVICE UNIT:	Statutory Planning Services
RESPONSIBLE OFFICER:	Manager, Statutory Planning
FILE NO.:	182/001
DATE FIRST ADOPTED:	17 December 2002
DATE LAST REVIEWED:	9 March 2017
ATTACHMENTS:	N/A
DELEGATED AUTHORITY REF.:	APD65
VERSION NO.	6

Dates of Amendments / Reviews:		
DAPPS Meeting:	27 September 2012	26 February 2015
	31 January 2013	26 November 2015
	22 August 2013	23 February 2017
OCM:	11 October 2012	12 March 2015
	14 February 2013	10 December 2015
	12 September 2013	

BACKGROUND:

The effective management of land-use activities over the Jandakot Underground Water Mound is a matter of State planning significance. Land-use activities have the potential to adversely affect Perth's drinking water. The Resource Zone in the City's Local Planning Scheme No. 3 (LPS 3) and the Western Australian Planning Commission (WAPC) Statement of Planning Policy 2.3 Jandakot Groundwater Protection (SPP 2.3) specifically regulate activities such as the keeping of horses and other animals.

PURPOSE:

In accordance with SPP 2.3, applications for animal activities are to be referred to the Department of Water (DOW) for consideration, as they have the technical expertise to evaluate the implications on ground water supplies. The guidelines used by the DOW are designed to protect the Jandakot underground water mound. The City is compelled to follow the DOW recommendation or refer the application to the WAPC for determination with its recommendation along with the DOW recommendation. In those instances where the Council does not agree with the DOW advice. On environmental grounds, it is likely the DOW recommendation will be followed in most instances.

The purpose of this policy is to provide guidance to landowners and the City when considering future applications for horse or other animal activities in the Resource

POL	THE KEEPING OF HORSES & OTHER ANIMALS IN THE RESOURCE ZONE	LPP 2.3
-----	---	---------

Zone. The following approach intends to ensure that decisions are made on the basis of sound environmental resource management, for the purpose of achieving the objectives outlined in SPP 2.3.

POLICY:

- (1) Conditional approval may be granted where development applications for the proposed keeping of horses and other animals have been considered by the DOW to comply with the Environmental Guidelines for Horses Activities (December 2002).
- (2) Where planning applications for the keeping of horses or other animals have been considered by the DOW to not comply with the Environmental Guidelines for Horse Activities (December 2002), then the applications concerned may be refused.
- (3) The City will acknowledge lawfully established non-conforming uses relating to the keeping of horses and other animals in the Resource Zone where past planning approvals exist.
- (4) Where retrospective development applications for the keeping of horses have been considered by the DOW to not comply with the Environmental Guidelines for Horse Activities (December 2002) or other relevant guidelines and advice to that effect is received by the City, then the applications concerned will be refused.
- (5) In refusing applications in accordance with clause 4 above, proponents will be given notice by the City to the effect that they will be given periods up to 12 months to ensure the animals concerned are removed from the property.
- (6) In the event that landowners identified as requiring development approval (to keep horses and/or other animals) do not co-operate by applying for the planning consent within the time requested, then the City will give notice to the landowners concerned requiring the animals to be removed from the property within 3 months, or risk prosecution.