

9.3.4 Child care centre code

9.3.4.1 Application

- (1) This code applies to assessing development for a Child care centre if:
 - (a) assessable development where the code is an applicable code identified in the assessment criteria column of a table of assessment; or
 - (b) impact assessable development.
- (2) When using this code, reference should be made to Part 5.

9.3.4.2 Purpose

- (1) The purpose of the Child care centre code is to assess the suitability of development to which this code applies.
- (2) The purpose of the code will be achieved through the following overall outcomes:
 - (a) Child care centres are established:
 - (i) in accessible locations and co-locate with community services and infrastructure and residential neighbourhood features;
 - (ii) in a way that avoids impacts on traffic networks;
 - (iii) on sites having capacity to accommodate the use in an attractive and functional layout and design.
 - (b) Child care centres are designed to maintain the amenity of adjoining premises, contribute to an attractive streetscape, integrate with the neighbourhood setting and provide a safe environment.

9.3.4.3 Criteria for assessment

Table 9.3.4.3.a – Child care centre code – assessable development

Performance outcomes	Acceptable outcomes
For assessable development	
<p>PO1 The Child care centre is:</p> <ol style="list-style-type: none"> (a) in an accessible location; (b) co-located with residential and community focal points such as centres, community facilities, open space, education facilities to contribute to the establishment of community land use hubs. 	<p>AO1 The Child care centre is located in:</p> <ol style="list-style-type: none"> (a) a Centre zone or Community Facilities zone; or (b) a Residential zone that is adjacent to a planned or proposed school, library or a cluster of community uses (e.g. community hall, open space, park).
<p>PO2 The location of the use does not:</p> <ol style="list-style-type: none"> (a) adversely impact on external traffic movement; or (b) introduce non-local traffic into local residential streets. 	<p>AO2 The Child care centre is not located with access to:</p> <ol style="list-style-type: none"> (a) an Access Road; (b) a State-controlled road – the Captain Cook Highway, Port Douglas Road, Mossman-Mount Molloy Road or Mossman-Daintree Road.
<p>PO3 The site has sufficient area to accommodate:</p> <ol style="list-style-type: none"> (a) buildings and structures; (b) setbacks; (c) access, parking, manoeuvring and circulation; (d) pedestrian access; (e) landscaping; (f) adequate provision for both external play areas and internal activity areas, including 	<p>AO3 A child care centre is located on a site with a minimum area of:</p> <ol style="list-style-type: none"> (a) 1000m² where no more than 25 children are to be accommodated; (b) 1500m² where more than 25 children, but no more than 50 children, are to be accommodated; (c) 2000m² where more than 50 children are to

Performance outcomes	Acceptable outcomes
<p>sleep areas; (g) waste and recyclable material management and other service functions.</p>	<p>be accommodated.</p>
<p>PO4 Development is located and designed to ensure that users are not exposed to levels of soil contamination in excess of health-based investigation levels as outlined in the National environmental protection measure for assessment of site contamination (incorporating Schedule B {7a}).</p>	<p>A04 Development is on a site that has not previously been used for an industrial purpose or a notifiable activity (as defined in Schedule 3 of the <i>Environmental Protection Act 1994</i>) as demonstrated by a site history investigation report prepared by a suitably qualified person (as defined under Section 381 of the <i>Environment Protection Act 1994</i>).</p>
<p>PO5 Site layout and building design: (a) maintains the amenity of adjoining properties and the locality; (b) contributes to an attractive streetscape; (c) is compatible with the character of the locality.</p>	<p>A05.1 A minimum landscaped setback of 2 metres is provided to all road frontages.</p> <p>A05.2 Buildings are setback: (a) a minimum of 6 metres from the road frontage in any Residential Zone; (b) a minimum of 3 metres in any other zone, except where lesser setbacks are permitted or specified in a Local plan or a Zone code.</p>
<p>PO6 Development ensures that the hours of operation are consistent with reasonable community expectations for the use and do not impact on the amenity of nearby sensitive land uses.</p>	<p>A06 Hours of operation (including deliveries) for a child care centre are limited to between 7am and 6.00pm, Monday to Friday.</p>
<p>PO7 Adjoining sensitive land uses are protected from noise nuisance.</p>	<p>A07.1 Development provides a 2 metre high acoustic fence and a minimum 2 metre wide landscaped buffer along any boundary adjoining land: (a) in a Residential zone; (b) containing a residential land use activity.</p> <p>A07.2 Any mechanical plant or equipment is acoustically screened from adjoining sensitive uses.</p> <p>Note – Mechanical plant includes generators, motors, compressors and pumps, for example including air conditioning, refrigeration or cool-room motors.</p>
Landscaping	
<p>PO8 Development incorporates deep planting that: (a) is open to the sky with access to light and rainfall; (b) is established in the natural ground with no underground development (e.g. basement car parking); (c) uses tropical tree species that at maturity are complementary in scale and height to building form; (d) avoids dangerous planting species; (e) balances hard stand areas and provides</p>	<p>A08.1 Development has a footprint that allows a minimum of 10% of the site to be allocated to deep planting.</p> <p>A08.2 Development ensures that deep planting is provided in different parts of the site and each deep planting area has a minimum area of 16m².</p> <p>A08.3 Planting species accord with the locally specific</p>

Performance outcomes	Acceptable outcomes
<p>shade and informal recreational spaces that are directly accessible to buildings.</p>	<p>planting schedules contained in Planning Policy SC6.7 – Landscaping and do not consist of any species from these schedules that are either thorny, spiked or have toxic fruit or fruit that is heavy or slippery underfoot when dropped.</p>
<p>PO9 Development ensures that conflicts between pedestrians and vehicles are minimised both on and off-site.</p>	<p>AO9.1 Development has car parking areas for set-down and pick-up that are located so that they are visible from the road.</p> <p>AO9.2 Development has separate accessible, safe and clearly visible pedestrian access for carers to drop off and collect children that is provided to the entrance of the building from the footpath and the car parking area.</p>