

**SCHEDULE 2 TO CLAUSE 37.01 SPECIAL USE ZONE**

Shown on the planning scheme map as **SUZ2**.

**STATE MOTORCYCLE SPORTS COMPLEX****Purpose**

To provide land for racing, practicing, recreation or training with motorcycles, motocross, go-karts, super-carts and other vehicles powered by a motorcycle engine not exceeding 1500cc.

To ensure that the development and use takes place in an orderly and proper manner and does not cause loss of amenity to the surrounding area.

To ensure the development and use occurs in accordance with an endorsed Management Plan and Development Plan.

**1.0****Table of uses****Section 1 - Permit not required**

<b>Use</b>	<b>Condition</b>
<b>Motor racing track</b>	<p>The use must be in that part of the zone marked SUZ2.</p> <p>The use must comply with the conditions in Sections 2-4 inclusive of this Schedule.</p> <p>The maximum noise emissions from any vehicles or other contraptions on the land must not exceed 95dB(A) measuring using a fast response method of a distance of 30 metres from the track being used.</p> <p>The days and hours that the use may occur are as follows:</p> <ul style="list-style-type: none"> <li>▪ the motocross track designated on the development plan may be used only on 50 days in each year;</li> <li>▪ the other tracks designated on the development plan may be used on any other day other than 146 days in each year which shall be noise free days except on as hereinafter provided;</li> <li>▪ no motorcycles or other vehicles may be raced or operated on the land before 9.00 am or after 6.00 pm on any permitted day;</li> <li>▪ at least two days each week and one weekend each month shall be kept noise free for the entire sports complex. Such noise free week days shall be Tuesday and Wednesday;</li> <li>▪ the sports complex must be closed for a period of four weeks around the Christmas - New Year period. The dates during which it is intended that the sports complex be closed must be notified to the responsible authority at least two months in advance.</li> </ul>
<b>Major sports and recreation facility</b>	
<b>Mineral exploration</b>	
<b>Mining</b>	Must meet the requirements of Clause 52.08-2.
<b>Search for stone</b>	Must not be costeaning or bulk sampling

Use	Condition
Any use listed in Clause 62.01	Must meet the requirements of Clause 62.01

**Section 2 - Permit required**

Use	Condition
Accommodation	
Market	
Mineral, stone, or soil extraction (other than Mineral exploration, Mining, and Search for stone)	
Primary produce sales	
Restaurant	
Take away food premises	
Any other use not in Section 1 or 3	

**Section 3 - Prohibited**

Use
Child care centre
Funeral parlour
Hospital
Industry
Medical centre
Office
Place of assembly
Retail premises (other than Market, Primary produce sales, Restaurant and Take away food premises)
Service station
Transport terminal
Warehouse

**2.0**

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**Use of land**

This provision applies only to the land used as a State Motorcycle Sports Complex situated at Strath Creek Road, Broadford.

The use and development under this Section must not commence until Permit No. 67 and permit No. 617 issued under the former Shire of Broadford Interim Development Order to the Auto Cycle Union of Victoria are cancelled.

The land may be used only for racing, practising, recreation or training with:

- motorcycles (including sidecars);
- off-road motorcycles;
- motocross;
- go-karts and super-karts; and

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- any other vehicle powered by a motorcycle engine with a power rating of not more than production 1500cc

provided the following provisions are complied with. The responsible authority may grant a permit to vary any of the provisions if not in conflict with Section 1 conditions of the Table to this Schedule after consultation with affected landowners.

Prior to the commencement of the use under this section, the owner of the land must prepare a Development plan generally in accordance with plan no. 137/TP/1A by Lanigan Baldwin Pty Ltd dated December 1996 and a Management Plan to the satisfaction of the responsible authority.

The use and development of the land must generally be consistent with the Development Plan and Management Plan, both of which form part of the Planning Scheme.

The Development Plan and the Management Plan may be amended by the owner with the consent of the responsible authority after consultation with affected landowners.

The purpose of the Management Plan is:

- To express relevant operational requirements for activities which are permitted on site.
- To enable the responsible authority to monitor the performance of the approved activities.
- To provide a consistent planning framework for the use of the land.

The provisions of the Management Plan shall take precedence over the conditions of any permit on the site if there are any inconsistencies.

Conditions of use shall be:

### **Noise Monitoring**

- Noise monitoring locations (“the noise monitoring location”) must be identified on the development plan, established and then maintained on the noisiest part of each track to the satisfaction of the responsible authority.
- Accurate noise level measuring equipment must be in position at each noise monitoring location when the track is in use and the equipment must be calibrated at least once every 12 months by an organisation registered or approved by the National Association of Testing Authorities.
- Adequate records of all noise monitoring must be maintained and such records must be made available to the responsible authority on request.
- Monitoring of all noise being emitted by any vehicle must occur regularly while a track is in use from the noise monitoring location for each track.
- Any vehicle which emits noise in excess of the maximum permissible noise level must be banned until it is able to comply with the maximum noise emission.

### **Public Address System**

- If a public address system is used, its design, installation and operation must comply with the Environment Protection Authority standards and must be to the satisfaction of the responsible authority.

### **Illumination**

- Lighting to any track and any part of the land available to the public must be suitably baffled and located so that no direct light is emitted outside the site to the satisfaction of the responsible authority.

### **Landscaping**

- The area shown on the development plan as being set aside for landscaping must be landscaped and then maintained to the satisfaction of the responsible authority.
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- The land must be totally enclosed on its outer perimeter by a chain mesh fence with gates where appropriate at least 1.8 metres high and the fencing and gates must be maintained to the satisfaction of the responsible authority.

### Protection against fire

- Fire control measures must be taken in accordance with and in consultation with the Country Fire Authority to the satisfaction of the responsible authority.
- At least 1,136,500 litres (250,000 gallons) of water must be stored on the land at all times in a dam or some other suitable means of storage to the satisfaction of the responsible authority.

### Garbage

- No litter or garbage may be left in the open at any time. A sufficient number of rubbish bins must be provided at all times and the litter and garbage must be removed from the land after the conclusion of any meeting held at the sports complex as soon as practicable and placed in a secured receptacle to the satisfaction of the responsible authority.

### Camping

- No camping or other temporary accommodation may occur on the land without the consent of the responsible authority.
- At all times when the land is used as permitted, adequate and responsible supervision must be provide to ensure compliance with these conditions.
- The use of the land must not cause injury to, or prejudicially affect, the amenity of the locality by reason of the activities on the land, the processes carried on, the transportation of materials, goods, and commodities to and from the premises, by reason of the appearance of any buildings, works or materials or, except as permitted, by reason of the appearance of the emission of noise, vibration, smell, fumes, smoke, vapour steam, soot, ash, dust, waste water, waste products, grit, oil or the presence of vermin or otherwise.

### Toilets and Waste

- Sufficient toilets and public conveniences must be provided to the satisfaction of the responsible authority.
- All Toilets and waste water from any source (but not storm water) must be connected to an adequate system for the disposal or treatment of such waste to the satisfaction of the responsible authority.

These conditions are not intended to be exhaustive.

### 3.0

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### Subdivision

None specified.

### 4.0

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### Buildings and Works

A permit is required to construct a building or to construct or carry out works on the land referred to in this Schedule.

### 5.0

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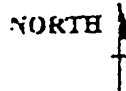
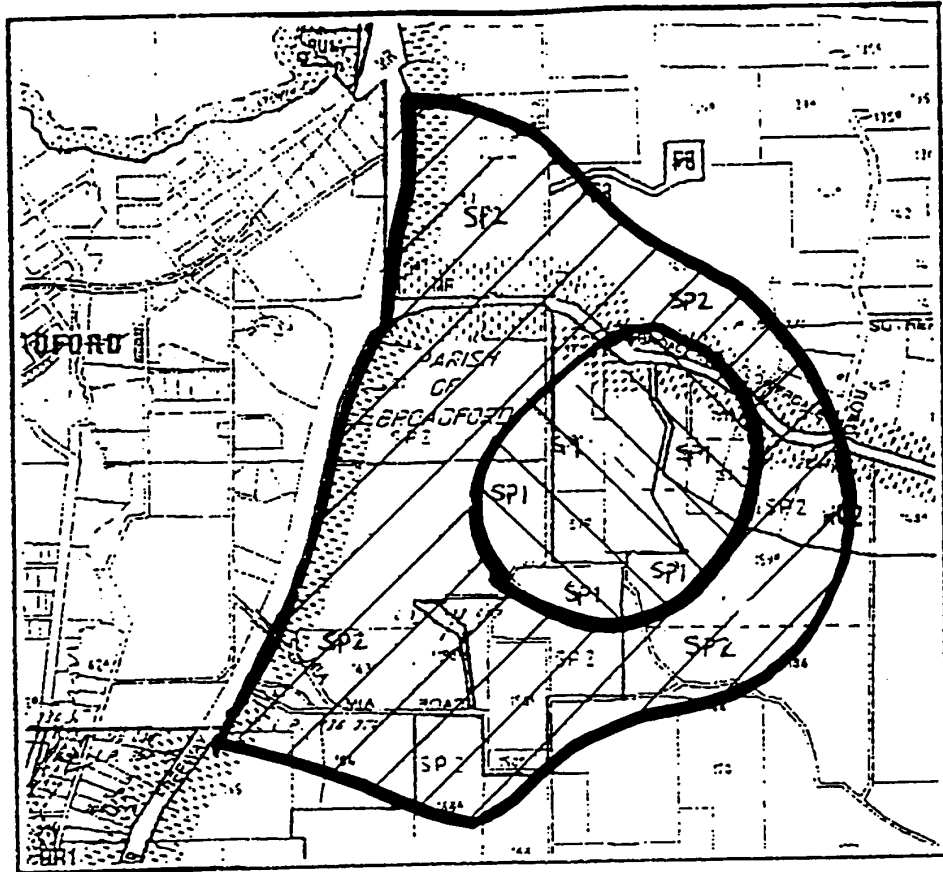
### Signs

None specified.

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

Map 1 to the Schedule to Clause 37.01



NOT TO SCALE

LEGEND

OVERLAY CONTROL

-  OVERLAY CONTROL CATEGORY SP1
-  OVERLAY CONTROL CATEGORY SP2