

**SHIRE OF DALWALLINU
LOCAL PLANNING SCHEME No. 2
(District Scheme)**

The Dalwallinu Shire under and by virtue of the provisions and powers conferred upon it in that behalf by Local Planning Scheme No.2, more particularly Clause 2.2, hereby adopts the following Policy.

LOCAL PLANNING SCHEME No. 2 POLICY No. 1

OFFENSIVE USES

DATE ADVERTISED: 29 April 2014

DATE FINALLY ADOPTED: 03 June 2014

1.0 INTERPRETATION

An offensive use includes, an offensive trade as defined under the Health Act, and any other activity that produces a nuisance considered by the Council to be offensive to the continued operation of normal residential and commercial uses. The offensiveness may include undue emission of smell or odour, noise, dust, vapour, smoke, steam, fumes, light, electrical interference, vibration, soot, ash, waste water or other waste products.

2.0 AREA OF CONTROL

The Council shall not permit offensive uses within 2 kilometres of a townsite boundary within the Shire, or within a distance of an existing residential or commercial operation such that it causes a nuisance to the normal continuation of that activity.

3.0 POLICY

The Council will oppose any development involving an offensive use that it considers will unduly affect the continued operation of an existing use within the Shire.