9.3.26 Telecommunications facility code

9.3.26.1 Application

1. This code applies to assessing a material change of use or building work for a telecommunications facility if:
2. assessable development where this code is an applicable code identified in the assessment benchmarks column of a table of assessment for a material change of use ([section 5.5](Part5Lowdensityresidential.docx)), a neighbourhood plan ([section 5.9](Part5LocalPlan.docx)) or building work ([section 5.7](Part5BuildingWork.docx)); or
3. impact assessable development, to the extent relevant.

Note—The following purpose, overall outcomes, performance outcomes and acceptable outcomes comprise the assessment benchmarks of this code.

Note—Where written agreement from Council is required for some low impact facilities pursuant to the Part 3 of the [Telecommunications (Low Impact Facilities) Determination 1997](http://www.comlaw.gov.au/Details/F2012C00177), either:

* a memorandum of understanding or standard operating agreement must exist between the carrier and Council;
* a separate written agreement is required for each facility.
1. When using this code, reference should be made to [section 1.5](Part1.docx#Part1Pt5) and [section 5.3.3](Part5TablesOfAssessmentIntro.docx#Part533).

Note—Where this code includes performance outcomes or acceptable outcomes that relate to planting species selection, guidance is provided in the [Planting species planning scheme policy](PlantingSpeciesPSP.docx).

9.3.26.2 Purpose

1. The purpose of the Telecommunications facility code is to assess the suitability of development for a [telecommunications facility](Definitions.docx#TelecomFacility) where not a broadcasting station or television station.
2. The purpose of the code will be achieved through the following overall outcomes:
3. Development is provided in a safe and effective manner.
4. Development provides for the siting or co-location of facilities to minimise adverse impacts on community wellbeing, visual amenity and the environment.

9.3.26.3 Performance outcomes and acceptable outcomes

Table 9.3.26.3—Performance outcomes and acceptable outcomes

|  |  |
| --- | --- |
| Performance outcomes | Acceptable outcomes |
| PO1Development will not cause human exposure to electromagnetic radiation beyond the limits outlined in the [Radiocommunications (Electromagnetic Radiation – Human Exposure) Standard 2014](https://www.legislation.gov.au/Details/F2014L00960) and [Radio Protection Standard for Maximum Exposure Levels to Radiofrequency Fields](http://www.arpansa.gov.au/Publications/codes/rps3.cfm) – 3khz to 300Ghz | AO1Development is designed and operated to restrict human exposure to electromagnetic radiation in accordance with:1. [Radiocommunications (Electromagnetic Radiation – Human Exposure) Standard 2014](https://www.legislation.gov.au/Details/F2014L00960);
2. [Radio Protection Standard for Maximum Exposure Levels to Radiofrequency Fields](http://www.arpansa.gov.au/Publications/codes/rps3.cfm).
 |
| If for a telecommunications tower |
| PO2Development is publicly inaccessible. | AO2Development ensures:1. the facility is inaccessible to the general public;
2. safety and warning signage is displayed where necessary.
 |
| If for a [telecommunications facility](Definitions.docx#TelecomFacility) not installed on an existing telecommunications tower |
| PO3Development does not adversely impact the level of visual amenity of adjoining existing, approved and planned uses and is located to reduce visual prominence.Note—An appropriate tool to assess visual amenity impacts is a visual representation. The visual representation should depict the views from existing, approved and planned uses onto the proposed telecommunications facility from predicted vantage points such as habitable room windows and balconies. | AO3Development:1. is no more than 5m higher than surrounding structures or vegetation;
2. is a colour that reduces visual recognition in the landscape.
 |
| PO4Development ensures that a building associated with a [telecommunications facility](Definitions.docx#TelecomFacility) is adequately screened from the view of any adjoining use or the street. | AO4.1Development ensures that a building associated with a telecommunications tower has a front [setback](Definitions.docx#Setback) equal to the front [setback](Definitions.docx#Setback) required for the adjoining use. |
| AO4.2Development provides a vegetative buffer between a building associated with a telecommunications facility from the street and an adjoining use.Note—Species are selected in accordance with the [Planting species planning scheme policy](PlantingSpeciesPSP.docx) where identified as screen planting, and are planted to a minimum of two-tier planting. |
| PO5Development that is a new [telecommunications facility](Definitions.docx#TelecomFacility) is designed to facilitate co-location. | AO5Development ensures the design facilitates co-masting or co-siting with other carriers. |