

ENVIRONMENT AND COMMUNITY PROTECTION LOCAL LAW

(LOCAL LAW NO. 1 OF 2024)

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Part A - Introduction

1. Title

This is Local Law No. 1 of 2024 and is known as the "Environment and Community Protection Local Law".

2. Objective of this Local Law

The objective of this Local Law is to:

2.1. Provide for the peace, order and good government of the municipal district;

2.2. Regulate activities related to the use and enjoyment of, or work on, council assets;

2.3. Protect the health, safety and enjoyment of persons who reside in or visit the municipal district;

2.4. Protect community property and council assets from damage and ensure that such property and council asset is in a state fit for its intended or likely use;

2.5. Regulate or prevent conditions or activities that are detrimental, or that may cause detriment to:

2.5.1. The amenity or environment of the municipal district;

2.5.2. The health and safety of persons; or,

2.5.3. The safety of property.

2.6. Prevent annoying and unreasonable conditions or activities which interfere with, or may cause interference with, the reasonable use by, or enjoyment of, residents or any other person, of roads or other facilities under the care and management of the council;

2.7. Regulate the keeping of animals on private property;

2.8. Regulate the collection and disposal of household refuse, recyclable goods, green organics and hard garbage;

2.9. Regulate the use of the council's recycling and waste centre; and,

2.10. Minimise potentially adverse environmental impacts of waste accumulation, collection or disposal.

3. Exemptions from this Local Law

3.1. Nothing in this Local Law prevents a member, officer or employee of:

a. Commonwealth or state governments;

b. Victoria Police;

c. Fire Rescue Victoria;

d. Country Fire Authority;

e. Ambulance Service - Victoria;

f. Any first-aid or emergency service organisation;

g. Any military or civil defence force; or,

h. A public body

i. from performing any of the duties the member, officer or employee is lawfully entitled or required to perform while engaged in those duties, provided that:
(i) 48 hours' prior notice of the person's intention to perform the activity is given to the council beforehand, or,
(ii) In the event of an emergency, notice is given as soon as practicable after the activity has been carried out.

3.2. Nothing in this Local Law relating to an animal prevents:

3.2.1. A blind or deaf person being entitled at all times and in all places to be accompanied by a guide dog; or,

3.2.2. A member of the Victoria Police in charge of a police dog or police horse from carrying out police duties.

3.3. The council may prescribe specified persons, premises or areas within the municipal district for exemption from a provision of this Local Law either generally or for a specified time or on specified conditions.

4. Power to Make this Local Law

This local law is made under section 71 of the Local Government Act 2020.

5. Commencement and End Dates

This local law:

5.1. Commences on the day following the day on which notice of the making of this Local Law is published in the Victorian Government Gazette and operates throughout the municipal district; and,

5.2. Ends at 11.59pm on the day immediately before the 10th anniversary of the commencement of this Local Law unless revoked earlier.

6. Revocation of Earlier Local Laws

On the commencement of this local law, the Environment and Community Protection Local Law No. 1/2014 is revoked.

7. Definitions

In this local law, unless inconsistent with the context, the following definitions apply.

'Act' means the *Local Government Act 2020*.

'advertisement' means any word, letter, image, device or representation or combination of any two or more thereof (by whatsoever means depicted, delineated, conveyed or effected) in the nature of and employed wholly or in part for the purpose of advertising, announcing or promoting a business or event.

'advertising sign' means any placard, board, sign, card, teardrop flag, partition or banner, whether portable or affixed or attached to any land or building, that contains an advertisement.

'alcohol' means a beverage or other prescribed substance intended for human consumption with an alcoholic content greater that 0.5 per centum by volume at a temperature of 20 degrees.

'allotment' means any land in separate ownership or occupation.

'animal' means all vertebrate and invertebrate species and other mammals, birds, fish, and shellfish, not including a human being for the purposes of this local law.

'asset' means any council infrastructure asset and other property vested in, or under the control of the council.

'asset protection permit' means a permit issued by the council under clause 28.

'authorised officer' means a person appointed by the council under section 224 or 224A of the *Local Government Act 2020* or other act.

'barbecue' means any structure or device, erected or fixed outdoors, portable or mobile, which has as its primary purpose the cooking of food for human consumption.

'bird" includes poultry.

'builder' means the person or company nominated by the owner to whom a building permit has been issued under the *Building Act 1993* who is to undertake the building work on behalf of the owner.

'building site' means the land where any building work is being undertaken whether or not a building permit relating to that work has been issued or is required.

'building work' means any work for which a building permit is required under the Building Act 1993, or equivalent legislation, and includes any work with respect to construction, demolition, renovation, alteration or removal of any building or structure.

'bulk rubbish container' means a bin, skip or other container used for the deposit of waste, but excludes an approved garbage bin used in connection with the council's refuse collection service.

'busk' includes the playing of any musical instrument, singing, harangue or recite, perform conjuring tricks, juggle, dance, engage in miming or puppetry or performance like activities.

'camping' means using a caravan, tent, motor vehicle or the like for residential accommodation (either temporary or permanent) of a person or persons and 'camp' has the corresponding meaning.

'caravan' includes a mobile home and movable dwelling on wheels including both a solid walled or pop-top type camper trailer.

'chief executive officer' means the chief executive officer of the council or any person acting in that position.

'circus, carnival or fair' means entertainment such as acrobatic feats, tricks of skill, exhibiting animals, side shows, amusements, merry-go-rounds and stalls for games or food or similar.

'clothing bin' means a receptacle used for the donation of clothing or household goods of a type which the organisation owning the bin indicates can be deposited there.

'council' means Wodonga City Council.

'council building' means any building owned, occupied by or under the control of the council.

'council infrastructure asset' includes any road, drain, kerb and channel, nature strip, street tree, footpath or vehicle crossing, which is adjacent to a building site, or could be affected by building work.

'council land' is a municipal place and also includes a road or place vested in or under the care and management of the council.

'council sign' means any sign produced by the council, usually identified as 'by order of Wodonga Council' or has the council logo or similar on it, but not including road signs or traffic control signs that are controlled under the Victorian Road Rules or under the relevant road-related acts or regulations.

'dog litter device' means an appropriate apparatus designed for, or able to be used for, the purpose of collecting and removing dog faeces.

'domestic animal' means a cat or dog.

'drive' has the same meaning as in section3 (1) of the *Road Safety Act 1986*.

'driveway' means a council-approved properly constructed surface for vehicular access to a property.

'emergency service' means a body or corporation which has, or accepts and plays, an active role in emergency situations with regard to the protection of persons or property.

'farm animals' means livestock of any age.

'frontage' means a boundary between an allotment and an adjoining road. If an allotment adjoins more than one road, the frontage is the boundary between the allotment and the road to which the largest building on the allotment fronts.

'fundraising event' is an event or campaign whose primary purpose is to raise money for a cause, charity or non-profit organisation.

'garbage bin' means a wheeled mobile garbage bin supplied by the council.

'goods' includes produce, articles, items, offered for sale, and placed for display or otherwise in a municipal place or road.

'green organics' means leaves, grass clippings, weeds, prunings, branches, bark, dry sawdust from untreated timber and any other similar materials which are no greater than 100mm in diameter and 300mm in length.

'green organic waste' means green organics and any other organic material placed in a council approved green organics bin for collection.

'hard garbage' means refuse, rubbish or waste items which the council prescribes from time to time as hard garbage for the purposes of this Local Law.

'heavy motor vehicle' has the meaning ascribed to it by *Heavy Vehicle National Laws (Victorian)*.

'incinerator' means an outside structure, device or piece of equipment which is designed, adapted, used or capable of being used for the burning of material or substance and which is not a barbecue.

'litter bin' means a receptacle provided by the council, or with the authority of the council, in or on a road or municipal place, for use by the public in depositing small items of litter.

'mobile billboard' means an advertising sign which is constructed to be part of a motor vehicle or pulled along on a trailer by a motor vehicle.

'municipal district' means the municipal district of the council.

'municipal place' means any land and/or building, river, creek, lake or body of water, ponds or similar, which is owned, occupied, or under the control of the council and includes recreation centres, libraries, shopping malls, reserves and other council land.

'nature strip' has the same meaning as the *Road Safety Road Rules 2017*.

'notice to comply' means a notice to comply issued under this local law.

'noxious weed' has the meaning ascribed to it by section 3 of the *Catchment and Land Protection Act 1994*.

'occupier' includes a resident, and in relation to land which has a lot entitlement or lot liability in respect of common property, the body corporate created upon the registration of a plan of subdivision affecting that land.

'offence' means a breach of this local law or a breach of a permit, notice or a direction issued under it.

'owner' has the meaning ascribed to it by section 3 of the Act.

'penalty unit' has the meaning ascribed to it by section 110 of the *Sentencing Act 1991*.

'permit' means a permit, authorised or required under this local law, and issued in accordance with the provisions of it.

'person' has the meaning ascribed to it by section 38 of the *Interpretation of Legislation Act 1984*.

'person in charge of building work' means:

(a) The person in charge of a building site or land where building work is being or is to be carried out;

(b) The person who causes building work to be carried out on any land;

(c) The person whose name appears on any building permit taken out on the building site or land where building work is or is to be undertaken; and,

(d) The owner of a building site.

'planning scheme' means the Wodonga Planning Scheme.

'poultry' includes chickens, ducks, geese, peacocks, pheasants, turkeys, guinea fowl and anything similar of any age.

'premises' means any land in separate ownership or occupation and includes a shop, dwelling or a factory or part thereof as may be separately owned or occupied.

'racing pigeon' means a pigeon that is kept by a person who is a registered, current member of a recognised National or State Homing or Racing Pigeon Association.

'recyclable goods' means any substances or articles declared by the council from time to time to be 'recyclable goods' for the purposes of this local law.

'recycling and waste centre' means land and all buildings, structures and equipment on such land constructed by, or on behalf of, the council from time to time as a recycling and waste centre.

'recycling bin' means a receptacle supplied by the council for the purpose of collecting recyclable goods.

'refuse' means all waste or rubbish produced, but excludes:

(a) Nightsoil, sewage and animal excreta;

(b) Slops or liquid wastes;

(c) Waste generated from building work (including bricks, concrete, rocks, timber and other building materials or waste);

(d) Waste generated from the restoration, repair or servicing of motor vehicles;

(e) Ash, unless it is cold, dampened and wrapped or contained in a manner which prevents its escape;

(f) Trade waste;

(g) Recyclable goods;

(h) Oil, paints, solvents and similar substances;

(i) Broken glass or other sharp object, unless it is wrapped in impermeable material, or contained entirely within an impermeable receptacle from which it cannot escape;

(j) Disposable nappies, unless any faeces have been removed from the disposable nappies and they are wrapped in impermeable material;

(k) Waste that cannot be contained in an approved garbage bin due to its size, shape, nature or volume;

(l) Medical or veterinary waste;

(m) Waste which is hazardous, dangerous or infectious;

(n) Hard garbage or green waste; and,

(o) Any other substance declared by the council from time to time not to constitute 'refuse' for the purposes of this local law.

'reserve' means any land which is owned, occupied or controlled by the council and is dedicated or used for cultural, recreational, environmental or entertainment purposes.

'residential area' means land zoned as residential under the planning scheme.

'road' and **'road-related area'** have the meanings ascribed to them by section 3 of the *Road Safety Act*.

'schedule' means a schedule to this Local Law.

'security bond' means a sum of money, or another means of security acceptable to the council, the amount of which has been determined by the council, after taking account of:

(a) The nature of the work;

(b) Likely costs that would be incurred for repairs to council infrastructure assets, if damage does occur to them, during or as a result of the work;

(c) Requirements which are commonly applied in comparable situations; and,

(d) any relevant Act, regulation or government policy directives.

'sell' includes:

(a) Sell by means of any machine or mechanical device;

(b) Barter or exchange;

(c) Agree to sell;

(d) Offer or expose for sale;

(e) Keep or have in possession for sale and directing, causing or attempting any such acts or things; or,

(f) Give away.

'shopping trolley' means a wheeled receptacle supplied by a seller of goods to enable customers purchasing those goods to transport them to or from one place to another.

'significant tree' means any tree being assessed by council as having a cultural heritage significance and being listed on the council's significant tree register.

'small/low impact event' includes an event where:

(a) There is minimal risk of impact on the amenity of the neighbourhood;

(b) The use of a council place is not restricted for the event; and,

(c) There is minimal risk of damage to a council asset or facility.

'small premises' means an allotment of less than 450 square metres, or which has less than 200 square metres of open land adjacent and appurtenant to the premises.

'specified wetland or lake' means a wetland or lake which is declared by resolution of the council from time to time to be a specified wetland or lake.

'stormwater pollutants' means any material (including litter, sediment, soil, mud, concrete, plaster, bricks, tile dust, paint or acid) that upon entering a stormwater system degrades the quality of stormwater to the detriment of the environment.

'stormwater system' means the system which provides for the conveyance of stormwater runoff and includes kerb and channels, open channels, underground pipe systems and natural water.

'tin shaking' has the same meaning as fundraising.

'toilet facilities' means a toilet that complies with such code of conduct as may be adopted from time to time by the Hire & Rental Industry Limited (HIRH) Victorian Division.

'toy vehicle' means a vehicle other than a bicycle, ordinarily used by a person at play and designed to be propelled by human power or other source and includes a child's tricycle, scooter, skateboard, roller skates and similar toys.

'trade waste' means any refuse, rubbish, slops or other waste matter arising from or generated by any trade, industry or commercial undertaking.

'trade waste hopper' means a purpose-built receptacle for the deposit of trade waste that is ordinarily emptied by mechanical means.

'traffic control device' has the meaning ascribed in the *Road Safety Road Rules 2017*.

'unsightly' includes land which contains one or more of the following features or similar features.

(a) Unconstrained rubbish such as paper, cardboard, plastic bags, styrene, house hold rubbish, second hand containers

(b) Storing of second-hand timber or second hand-building material

(c) Discarded, rejected, unwanted, surplus or abandoned solid or liquid materials

(d) Graffiti on exterior walls or fences

(e) Machinery, machinery parts or similar stored on the land for more than two months

(f) Unregistered, un-roadworthy, disassembled, incomplete or deteriorated motor vehicles or similar stored on the land for more than two months

(g) Anything being built which is left incomplete and constitutes a detriment to the appearance of the surrounding area

(h) Any other thing making the land visually offensive

'vehicle crossing' means a vehicular access to a property that is not a formed driveway.

'vehicle' has the meaning ascribed to it by section 3 of the *Road Safety Act 1986*.

'vermin' includes rodents and insects that have the potential to impact a person's health and wellbeing.

'wastewater' is water contaminated with solids (soils, organic particles or inorganic particles), chemicals (including simple salts) or changed physical properties such as changes in temperature.

'wheeled recreational device' has the meaning ascribed in the *Road Safety Road Rules 2017*.

Part B - Administration and enforcement

8. Permits

Where a permit is required by this local law, the council may:

8.1. Issue a permit, with or without conditions; or,

8.2. Refuse to issue a permit.

9. Applications for Permits

9.1. A person who wishes to apply for a permit may do so by:

9.1.1. Lodging with the council an application; and

9.1.2. Paying to the council the appropriate application fee.

9.2. The council may require an applicant to provide additional information before making a decision to issue a permit.

10. Exemptions

10.1. The council may by written notice exempt any person or class of persons from the requirement to have a permit, either generally or at specified times.

10.2. An exemption under clause 10.1 may be granted subject to conditions.

10.3. A person must comply with the conditions of an exemption under clause 10.1

11. Fees

11.1. The council may from time to time determine fees for the purposes of this Local Law.

11.2. In determining fees and charges, the council may establish a system or structure of fees and charges, including a minimum or maximum fee or charge, if it considers it appropriate to do so.

11.3. The council may waive payment of any fee at its discretion, on application.

12. Permit Register

The council must keep a register of permit applications and permits.

13. Permit Expiry Date

A permit expires on the date specified in the permit or if no such date is specified, one year after the date the permit is issued.

14. Variation or cancellation of a Permit

The council may correct, cancel or amend a permit issued at any time either in writing or by giving verbal direction by an authorised officer in exceptional circumstances, or where there is a risk to the health and wellbeing of the community or otherwise directed by the police, Country Fire Authority, Fire Rescue Victoria, Department of Health or other emergency services organisations.

15. Notice to Comply

15.1. The council may, by serving a notice to comply personally or by ordinary mail in the form determined by the council from time to time, to direct any person apparently in breach of this local law to remedy the breach.

15.2. A notice to comply must state the date by which the thing must be remedied.

15.3. In determining the date by which the breach must be remedied the council must consider as relevant:
- The amount of work involved;
- The degree of difficulty;
- The availability of necessary materials or other necessary items;
- Climatic conditions;
- The degree of risk or potential risk; and,
- Any other relevant matter.

15.4. A person who fails to comply with a notice to comply served on that person is guilty of an offence.

15.5. A notice to comply is valid for three years.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

16. Power of an Authorised Officer to Act in Urgent Circumstances

In urgent circumstances arising as a result of a breach of this Local Law or other urgent matters, an authorised officer may take action to remedy the breach without first serving a notice to comply.

17. Power of an Authorised Officer to Impound

17.1. The council or an authorised officer may impound any item found in contravention of this Local Law.

17.2. Where an item has been impounded under this Local Law, the council or an authorised officer must, if practicable, serve written notice of the impounding personally or by ordinary mail on the person who appears to be the owner of the impounded item.

17.3. An impounded item may be returned to:

17.3.1. The owner; or,

17.3.2. A person acting on behalf of the owner who provides evidence to the satisfaction of an authorised officer of his or her authority from the owner; or-

17.3.3. The authorised officer being provided with evidence to his or her satisfaction of the owner's right to the item.

17.4. The council may release an item to the owner or representative upon payment of a fee as determined by the council or an authorised officer from time to time.

17.5. Any impounded item not claimed within the time specified on the notice of impounding or within 28 days of the impounding, (whichever is the later) may be disposed of by the council by tender, public auction, depositing at the waste transfer station or by giving it away.

18. Offences in relation to an Authorised Officer

A person must not directly or indirectly:

18.1. Give or offer or promise to give any bribe (pecuniary or otherwise) to an authorised officer;

18.2. Make any agreement with an authorised officer to induce the authorised officer to forego his or her duty;

18.3. Give information to an authorised officer acting in the course of his or her duties under this local law that the person knows or believes to be false; or,

18.4. Threaten to or commit violence, harass or otherwise against an authorised officer, or attempt to compel an authorised officer to forgo his or her duty.

19. Offences

19.1. A person is guilty of an offence if the person:

19.1.1. Fails to do something which this Local Law requires to be done;

19.1.2. Knowingly supplies any false information in support of an application for a permit under this local law;

19.1.3. Engages in activity without a current permit where this local law requires that the person obtain a permit before engaging in that activity;

19.1.4. Breaches or fails to comply with a condition of a permit issued under this local law;

19.1.5. Fails to comply with a verbal direction issued or a Notice to Comply served, by an authorised officer; or,

19.1.6. Fails to comply with a sign erected by the council.

19.2. As an alternative to prosecution for an offence, a person may be served with an infringement notice under this local law.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

20. Infringement Notices

20.1. An authorised officer may issue an infringement notice for any offence listed in this Local Law.

20.2. The penalty fixed for an infringement notice is as listed in Schedule 1 of this Local Law.

20.3. An offence specified in Schedule 1 of this local law is an infringements offence within the meaning of the *Infringements Act 2006*.

Part C - Municipal property and infrastructure

21. Behaviour in Municipal Places or Roads

21.1. A person must not, while in or on a municipal place or road, disobey a council sign.

21.2. A person must not, while in or on a municipal place or road:

21.2.1. Interfere with another person's reasonable use and enjoyment of the municipal place or road; or,

21.2.2. Act in a manner that endangers any other person or person's property.

21.3. Without limiting clauses 21.1 and 21.2, a person must not, without a permit, while in or on a municipal place or road;

21.3.1. Destroy, damage, foul, interfere with or deface or cause damage to council property or property vested in the council that is located in or on the municipal place or road;

21.3.2. Deposit, or leave any goods, equipment or other items;

21.3.3. Sell any goods or services;

21.3.4. Erect, operate or cause to be erected or operated, any amusement or similar activity;

21.3.5. Plant any vegetation;

21.3.6. Use an amplifier or similar electronic device;

21.3.7. Allow a horse to enter any wetland, lake or other body of water;

21.3.8. Allow a dog to enter any fountain or any specified wetland or lake;

21.3.9. Allow any animal, other than a domestic animal, to wander;

21.3.10. Act contrary to any lawful direction of an authorised officer including, without limitation, a direction to leave the municipal place, whether or not a fee for admission has been paid;

21.3.11. Use or interfere with any life-saving or emergency device, unless:

21.3.11.1. Using the device in an emergency; or,

21.3.11.2. Required by law or in accordance with a permit.

21.3.12. Fish in any river, creek, lake or body of water which the council has by resolution designated as an area in which fishing is prohibited and which is signposted to indicate that fishing is prohibited;

21.3.13. Swim, paddle, dive or jump into or in any way enter any wetland, lake, pond or fountain;

21.3.14. Jump or dive from any bridge or other structure into any wetland, pond or fountain;

21.3.15. Use a boat in or on any river, creek, lake or body of water which is signposted to indicate that boating is prohibited;

21.3.16. Store any goods;

21.3.17. Alter a nature strip; or,

21.3.18. Place or erect or leave standing any fence or other potential obstruction that impedes or is likely to impede a motor vehicle driver, pedestrian, cyclist or other user.

22. Access to Municipal Places or Roads

A person must not:

22.1. Enter a municipal place other than through an entrance provided for that purpose;

22.2. Park, drive or ride a vehicle in any municipal place unless it has been designed, designated or developed for the purposes of parking, riding or driving a vehicle; or,

22.3. Ride a bicycle, toy vehicle or wheeled recreational device in a manner that:

22.3.1. Interferes with another person's use and enjoyment of the municipal place; or,

22.3.2. Endangers any other person.

23. Use of Council Buildings or Municipal Places or Roads

Other than a council employee, contractor or sub-contractor engaged in council work, a person must not;

23.1. Organise any function or event, excluding a small/low impact event, in a council building or municipal place;

23.2. Bring any animal into a council building, or allow any animal under his or her control to remain in a council building, except for a guide dog being used by a visually-impaired person or a hearing dog being used by a hearing-impaired person;

23.3. Bring any vehicle into a council building, except for:

23.3.1. A pram or pusher being used for or by a child; or,

23.3.2. A wheelchair, a device or aid being used by a disabled person;

23.4. Bring into a council building or municipal place any substance, liquid or powder which may:

23.4.1. Be dangerous or injurious to health or illegal;

23.4.2. Have the potential to foul, pollute or soil any part of the council building or municipal place; or,

23.4.3. Cause discomfort to any persons.

23.5. Ride a bicycle or toy vehicle in a council building, except in an area set aside or designated by a council sign as being available for such a purpose;

23.6. Enter or remain in a council building or municipal place during hours when those areas are not open to the public;

23.7. Enter or remain in a council building or municipal place without having paid any fee imposed by the council for entry or use of that area;

23.8. Remain in a council building or municipal place after being directed to leave the area by an authorised officer.

24. Activities in Municipal Places and Roads

A person must not, without a permit, while in, or on a municipal place or road:

24.1. Unless he or she is a player, official or competitor at an authorised sporting match or gathering, enter upon or remain on any area set aside as a playing ground during the course of the sporting match or gathering;

24.2. Carry any firearm without a specific permit, unless specifically exempt or authorised to do so under the *Firearms Act 1996*;

24.3. Destroy or interfere with any flora or kill, injure or interfere with any fauna;

24.4. Roll or throw stones or missiles that cause or may cause damage to any person, flora or fauna;

24.5. Use any children's playground equipment other than for the purposes for which it was provided;

24.6. Throw, place or cause or allow to be thrown or placed any liquid, stones, sticks, paper, dirt, rubbish or any other object, substances or thing into any wetland, lake, pond or fountain;

24.7. Play, engage in or practise any game or sport in a manner that is in the opinion of an authorised officer:

24.7.1. Dangerous to any other person; or,

24.7.2. Likely to interfere with the reasonable use and enjoyment of the municipal place by any other person;

24.8. Use or permit to be used any powered and/or remote control model aeroplane, drone, powered water craft or powered car or similar thing;

24.9. Drive or park a vehicle including an electric or motorised golf buggy/kart, or ride a vehicle or ride a horse on a footpath except for:

24.9.1. The driving of a vehicle along an access road or track for the purposes of parking the vehicle in a parking area established for that purpose;

24.9.2. The wheeling of a bicycle, pram, baby or child carriage, wheelchair or toy vehicles;

24.9.3. Any staff member of the council (or other person authorised by the council for this purpose) acting in the course of his or her duties; or,

24.9.4. In areas designated in accordance with any council signs.

24.10. Light a fire or allow any fire to remain alight except in a barbecue or fireplace;

24.11. Hold any circus, carnival or fair;

24.12. Collect or solicit, monies, gifts or services ;

24.13. Occupy a council reserve, barbecue or other site that has previously been booked by others and for which a permit has been issued to another person; or

24.14. Do anything contrary to any sign erected or placed by the council or an authorised officer.

Part D Municipal Infrastructure

25. Protection and Use of Drains

Other than a council employee, contractor or sub-contractor engaged in council work, a person must not:

25.1. Destroy, damage or tap into any drain under the control of the council including a kerb and channel, open channel, underground drain, culvert, drainage pit and the like; or

25.2. Allow any drain located on land of which he or she is the owner or occupier to be:

25.2.1. In disrepair; or,

25.2.2. In a condition which is:

25.2.2.1. Dangerous to council assets; or,

25.2.2.2. Dangerous to health.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

26. Interfere with Council Assets

Other than a council employee, contractor or sub-contractor engaged in council work, a person must not without a permit destroy, damage or interfere with any road, watercourse, ditch, creek, gutter, tunnel, bridge, levee, culvert, fence, vegetation or any other asset which is vested in or under the control of the council.

26.1. A person who damages a significant tree without a permit is guilty of an offence.

27. Vehicle Access

27.1. The owner of land must ensure that at each point of vehicular access to and from a carriageway on a road to the land there is a properly constructed driveway constructed in accordance with the Local Government Infrastructure Design Association manual.

27.2. A person must not cause or allow, or drive a motor vehicle from or on to land other than by an appropriate driveway, except under the *Road Rules 2017*.

27.3. A person must not without a permit construct a temporary or permanent driveway.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

28. Protection of Council infrastructure Assets Prior to and During Building Work

Where a building permit has been issued, the owner of the building site must:

28.1. At least seven days before commencing building work on the land, lodge a Road Reserve Works Permit Application; and,

28.2. Not commence works until an approved permit has been issued.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

29. Building Works

29.1. Where a building permit has been issued a person in charge of the building work must not undertake any building work unless the building site has:

29.1.1. Toilet facilities;

29.1.2. A fully enclosed litter container with a secure lid of sufficient size to ensure rubbish and waste is not able to escape particularly when there are high winds;

29.1.2.1. A landowner or designated site manager is responsible for ensuring all rubbish and/or waste remains contained within the rubbish receptacle at all times.

29.1.3. Emergency contact details posted on a board visible from outside of the building site,

29.1.4. A single, stabilised and maintained driveway that is maintained, and must ensure that no mud or other material is transported onto the road, nature strip, footpath, road reserve or other municipal place; and,

29.1.5. An approved erosion and sediment control plan in accordance with the Erosion and Sediment Control Guidelines for Building Sites Policyand the Protection of the Council's Assets and Infrastructure Policy, to the satisfaction of an authorised officer.

30. A person in charge of building work must:

30.1.1. Ensure that building related material on the building site is securely stored when no works are being undertaken on the site;

30.1.2. Place all litter capable of being blown from the building site into an approved litter receptacle as per clause 29.1.2;

30.1.3. Prevent any sediment or erosion or other site run off from leaving the building site;

30.1.4. Not allow potential stormwater pollutants to escape from the building site;

30.1.5. Store any potential stormwater pollutants in a manner so as to prevent it escaping from the building site;

30.1.6. Not allow any dust or air pollutants to escape from the building site; and,

30.1.7. Ensure vehicle access and egress to the building site is only via an approved driveway.

30.1. Waste produced as a result of building work on a building site must be disposed of by the person in charge of the building work in a waste receptacle or recycled by another approved method.

30.2. A person in charge of building work must not allow any vehicle to deposit any mud, sediment, slurry or similar material from the building site in any public or municipal place or road.

30.3. A person in charge of building work must not allow any building work to impede vehicular or pedestrian traffic.

30.4. A person in charge of building work must not allow any camping on a building site.

30.5. A person in charge of building work must not allow a building site to become unsightly.

30.6. A person in charge of building work must not allow litter, or waste, or waste water to be disposed of in any storm water drain.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

Part E – Amenity, public health and safety

31. Condition of Land and Premises

31.1. The owner and occupier of land must not allow or permit the land to be kept in a manner that in the opinion of an authorised officer is dangerous or likely to cause danger to life or property including any land which is considered to be:

31.1.1. A haven for vermin, rodents or reptiles, spiders, noxious weeds, insects or excessive vegetation growth; or,

31.1.2. Used without an appropriate permit, for the storage of any dangerous or flammable substance

31.2. The owner and occupier of land must not allow or permit the land to be kept in a manner that in the opinion of an authorised officer is unsightly, offensive or detrimental to the amenity of the neighbourhood including land which:

31.2.1. Harbours rubbish;

31.2.2. Contains disused excavation or waste material; or,

31.2.3. Is unsightly or detrimental for any other reason.

31.3. The owner and occupier of land must not allow or permit the land to be kept in a manner that in the opinion of an authorised officer, may interfere with the reasonable comfort of any person, including through:

31.3.1. The escape of dust, smoke or fine particulate matter;

31.3.2. The emission of light, noise, or odours; or,

31.3.3. The display of offensive words or pictures visible from a public place.

31.4. The owner and occupier of land must not without a permit remove, destroy or damage a significant tree.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

32. Machinery, Material, Goods or Vehicles on Land

Unless otherwise in accordance with a planning permitted issued under the planning scheme, a person must not, without a permit, use any land for the:

32.1. Storage, assembly or dismantling of old, used or second-hand machinery, material or white goods or similar;

32.2. Storage, assembly or dismantling of old or second-hand vehicles, or,

32.3. Storage or use of a shipping container.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

33. Parking of Vehicles in Residential Areas

The owner of a heavy motor vehicle must not, without a permit, park or allow the vehicle to be parked, kept, stored or repaired in a residential area or on a municipal place other than on a road or road-related area.

34. Alarms

The owner and occupier of any premises must not install or permit or allow to be installed or cause to be retained in an active state, at or upon any such premises, any alarm which emits excessive audible noise

beyond the boundary of the premises, unless such alarm is so constructed or regulated so as to ensure that:

34.1. Whenever a detection device is activated, the alarm is automatically rendered inaudible beyond the boundary of the premises within 10 minutes of it being activated; and,

34.2. The alarm cannot reactivate until the device has been manually reset.

35. Camping and Caravans

35.1. A person must not camp or sleep on any council land, a public place or on any road in a tent, swag, caravan, Winnebago or a motor vehicle or other temporary or makeshift structure unless he or she is within a caravan park licensed under the *Residential Tenancies Act 1997*.

35.2. Notwithstanding clause 35.1, the council may declare an area or location within the municipal place as designated by the council as an area where a self-contained caravan, campervan or Winnebago type vehicle can park and rest overnight for a maximum of 48 hours.

35.3. The owner and occupier of land must not without a permit allow camping on that land for in excess of four (4) continuous weeks or a total of four (4) weeks in a calendar year or unless a permit to do so has been granted under the planning scheme.

35.4. An owner and occupier of land of less than 2000 square metres, must not without a permit, keep or store more than one caravan on the land unless a permit to do so has been granted under the planning scheme.

36. Abandoned Vehicles or Articles

36.1. A person must not abandon or dump a registered vehicle or other article on any road or municipal place for 14 continuous days in any three-month period.

36.2. A person must not, on a road, municipal place or parking area subject to a 90D agreement issued under the *Road Safety Act 1986* that is vested in or under the control of the council, place any unregistered motor vehicle or other article or abandon or cause to be abandoned any motor vehicle or other article.

36.3. The council may impound any abandoned or unregistered motor vehicle or other article found on any road or in any municipal place or in a parking area vested in or under the control of the council in accordance with the provisions of the Act or any area where a Section 90D Agreement exists under the *Road Safety Act 1986*.

36.4. The council may charge a fee to the owner of the vehicle or other article, as prescribed in council's fees and charges register, and recover any additional costs associated with any clean-up of any rubbish, waste material or other things which has caused or may cause damage to the land.

37. Residential and Commercial Parking Permits

37.1. The council may from time to time, whether by resolution or by delegation, designate a municipal place as a permit parking area, in which a residential or commercial parking permit may be required.

37.2. A person who has been allocated a parking permit must not sell, or hire that parking permit to any person.

37.3. The owner and occupier of land on which an advertisement is displayed for the sale, hire, offer for purchase or offer for hire of a parking permit is guilty of an offence.

37.4. A person must not:

37.4.1. Forge or counterfeit a parking permit;

37.4.2. Use a forged or counterfeit parking permit; or,

37.4.3. Falsely represent themselves to be a member of or agent of the council.

38. Materials and Vegetation which may cause Danger or Damage

The owner and occupier of land abutting a road or municipal place must not, on that land:

38.1. Place any material or allow any material to be placed;

38.2. Erect a fence;

38.3. Allow trees or other vegetation to grow to a height, or in such a manner:

38.3.1. That impedes motor vehicle drivers, pedestrians, cyclists, or other road users a clear view of a traffic control device, street lighting, another motor vehicle, road user or any other vehicle using the road;

38.3.2. To cause damage to or interfere with a municipal place or road or a building, structure or anything on council land; and,

38.3.3. That obstructs any part of a municipal place or road.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

39. Overhanging Vegetation

The owner and occupier of land abutting a road or municipal place must not allow a tree, shrub or hedge or any other thing on that land to overhang the road or municipal place at a height of less than 2.5 metres from the level of the adjacent footpath or nature strip or to otherwise impede a motor vehicle.

Penalty for an individual is two (2) penalty units.
Penalty for a company is five (5) penalty units

40. Vermin and Noxious Weeds

The owner and occupier of any land or premises must not permit or allow any land or premises to be a haven for uncontrolled vermin, noxious weeds or insects which constitutes or is likely to constitute a danger, hazard or nuisance to any person or property.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

41. European Wasps

The owner and occupier of land on which a European wasp nest is discovered must remove or destroy the nest when directed by an authorised officer.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

42. Numbering of Allotments

The owner of an allotment to which a number has been allotted by the council must mark the allotment with the number so that it is clearly visible and readable from the road on which the allotment fronts.

43. Prevention of Fire Risks

The owner and occupier of land must not allow the use of any chimney or fireplace on that land that is not part of a dwelling to become unsafe by reason of:

43.1. Being constructed of inflammable material;

43.2. Not being adequately protected from the risk of catching fire; or,

43.3. Not being constructed so as to prevent the ignition of adjacent inflammable material.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

44. Fires in the Open Air

44.1. A person must not burn material in the open unless it is clean dry firewood, heat-beads or similar type coals and is burnt only in a brazier, potbelly type stove with a flue, or a fire pit made of non-flammable material for the purpose of cooking or for warmth.

44.2. A person must not burn green waste or other noxious substance or other materials that are not meant to be burnt, such as plastics or similar type materials.

44.3. Clause 44.1 does not apply to a:

44.3.1. Portable or fixed barbecue while being used solely for the purpose of cooking food;

44.3.2. Tools of trade while being used for the purpose for which it was designed ie. ramset guns or specialist tools requiring a flammable or a powder charge;

44.3.3. Fire lit by a member of the Country Fire Authority or other approved agency, in the course of his or her duty; or,

44.3.4. Fire lit on land zoned rural or rural conservation of greater than 2000 metres square and must not contain dangerous materials, noxious substances or other materials not meant to be burnt.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

45. Incinerators

A person must not construct, erect, install, or use an incinerator.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

46. Nuisance Caused by Fire

A person must not burn, or cause or allow to be burned, any substance that may:

46.1. Be dangerous to the health of any person;

46.2. Offensive to any person; or,

46.3. Detrimentally impact on the amenity of the area.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

47. Dilapidated Buildings

47.1. The owner and occupier of land on which there is a building must not allow or permit the building to become dilapidated.

47.2. Where in the opinion of an authorised officer a building is dilapidated, the authorised officer may serve a Notice to Comply on the owner or occupier of the land specifying the works required to correct the dilapidated state.

47.3. Where a building is dilapidated an authorised officer may serve a Notice to Comply on the owner that the building be removed or demolished.

47.4. Any costs incurred by the council associated with the cleaning up of that land and/or removal of any materials deemed to be unsalvageable are the responsibility of the land owner and occupier of that land.

48. Shopping Trolleys

48.1. A person must not leave a shopping trolley on a road or in a municipal place, except in an area designated for the leaving of shopping trolleys.

48.2. If a shopping trolley has been left on a road or in a municipal place (other than in an area designated for that purpose), an authorised officer may direct the owner of the shopping trolley, or the person in charge of the premises from which it has apparently been transported, to remove the shopping trolley.

48.3. A person to whom a direction has been given under this clause must comply with that direction.

49. Street Trading

49.1. A person must not display or permit to be displayed any goods or material on any road or municipal place.

49.2. A person must not place a mobile billboard on:

49.2.1. A road, a road-related area or municipal place; or,

49.2.2. Any other location likely to interfere with the vision of a pedestrian or driver;

49.3. A person must not place or allow to be placed an advertising sign on any road or municipal place.

49.4. A person must not place or allow to be placed a seat, umbrella, table, chair, planter box, barrier or other items on any road or municipal place.

49.5. A person who without a permit has placed, allowed to be placed, displayed or allowed to be displayed on any road or municipal place:

49.5.1. Any goods;

49.5.2. An advertising sign;

49.5.3. A seat, umbrella, table, chair, planter box, barrier or other items; or,

49.5.4. A stall, street cart or similar vending equipment.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

50. Clothing Bins

A person must not place, allow to be placed, or allow to remain, a clothing bin on a municipal place.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

51. Bulk Containers and Obstructions on Roads or Municipal Places

51.1. A person must not leave or permit to be left any:

51.1.1. Bulk container on a road or municipal place;

51.1.2. Shipping container on a road or municipal place; or,

51.1.3. Other thing which encroaches on, or obstructs the free use of a road or municipal place or that reduces the breadth, or confines the limits, of a road or municipal place unless permitted to do so under an Act, regulation or this Local Law.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

52. Occupation of Roads or Municipal Places for Works

A person must not in or on any road or municipal place, without a permit:

52.1. Occupy or fence off the road or municipal place;

52.2. Erect a hoarding or scaffolding;

52.3. Use a mobile crane or travel tower for any work;

52.4. Make a hole or excavation;

52.5. Fill a hole or excavation;

52.6. Remove, damage or interfere with a traffic control device; or,

52.7. Obstruct a municipal place or road in any way.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

53. Repair of Vehicles

A person must not:

53.1. Paint;

53.2. Service;

53.3. Carry out maintenance on; or

53.4. Dismantle, or repair, except to enable it to be removed;

53.5. a vehicle on a road or municipal place.

54. Substances Deposited on Roads etc., from Vehicles or Animals

54.1. A person who drives or operates a vehicle, must not allow any grease, oil, mud, clay or other substance to fall, or otherwise to be deposited, from the vehicle on to a road or into a drain or municipal place.

54.2. A person must not allow any mud, clay or faeces from any vehicles or animals of which they are in charge, to be deposited or to remain on to a road or into a drain or municipal place.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

55. Soliciting Gifts

A person must not on a road or in a municipal place without a permit solicit for any gifts or donations (otherwise known as tin-shaking and/or fundraising) for any purpose or cause or authorise another person to do so.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

56. Distribution of Unsolicited Material

A person must not while in or on a municipal place or road, distribute any advertising or promotional items or any printed material by placing such material on a vehicle parked in a municipal place.

Penalty for an individual is two (2) penalty units.
Penalty for a company is five (5) penalty units

57. Persons Selling Goods or Services

A person must not without a permit sell any goods or services in or on a municipal place.

Penalty for an individual is two (2) penalty units.
Penalty for a company is five (5) penalty units

58. Busking

A person must not without a permit busk with the object of collecting money on any road or municipal place.

59. Consumption of Alcohol or Possession in Unsealed Container

59.1. Subject to clause 59.2, a person must not, without a permit nor otherwise than in accordance with the conditions of such permit, have in their possession or under their control, any alcohol other than in a sealed container in or on any road or municipal place unless the municipal place is a licensed premises under the Liquor Control Reform Act 1998.

59.2. The council may designate sites or areas within the municipal district where consumption is permitted between sunrise and sunset without the need for a permit.

Part E – Keeping animals

60. Restrictions on the number of animals or birds that may be kept on any premises, not including dogs and cats.

60.1. The owner and occupier of a residential property must not without a permit, keep, allow to be kept, or remain on the land any more animals or birds than specified in the following table.

Table 1

Type of animal or bird	Small premises –means any land of less than 400 square metres in total area.	Any other premises with the exception of land zoned as Farming Zone
Poultry excluding roosters	None permitted	10
Roosters	0	0
Caged Birds	5	10
Rabbits	1	5
Guinea pigs, mice, ferrets and hamsters	2	6
Reptiles	5	5
Racing pigeons	0	20
Livestock	Only permitted where there is more than 2000 square metres of open land per livestock animal or on land zoned specifically for farming purposes, but not including land zoned either/or as commercial or industrial,	
All other animals not identified above other than dogs or cats (as to which see clause 60.2)	0 - unless authorised or permitted by another Act or permit such as a wildlife rescue organisation or veterinary practice or a registered zoo	0 – unless authorised or permitted by another Act or permit such as a wildlife rescue organisation or veterinary practice or a registered zoo

60.2. The owner and occupier of a residential premises must not keep, or allow to be kept, or remain on any land, any more than two (2) dogs and two (2) cats.

60.2.1. Clause 60.2 does not include working dogs being kept on a farm for herding purposes but does not include dogs being kept for breeding purposes.

61. Conditions under which Animals are Kept

The owner and occupier of land where an animal is kept must maintain any structure used for housing the animal:

61.1. In a clean, inoffensive and sanitary condition;

61.2. So as not to cause detriment to the amenity of the area; and,

61.3. In accordance with standards set by the council.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

62. Noise and Smell

The owner and occupier of any land on which any animal or bird is kept must not allow any noise or smell to emanate from the animal or bird which interferes with the reasonable comfort or convenience of any person.

63. Animal Litter

Whenever an animal is outside the premises at which it is normally kept, the person who has the care or control of the animal must:

63.1. Not allow any faeces from the animal to remain on a road, municipal place or land owned or occupied by another person;

63.2. Carry a litter device and for dogs, carry at least two (2) disposable biodegradable bags, and must use it for the purposes of removing faeces of the animal; and,

63.3. Dispose of any faeces in a manner which does not cause any nuisance or health hazard to any person or detriment to the environment.

64. Wandering Animals

64.1. The owner and person in charge of an animal must not allow that animal to wander from the property where it is normally kept.

64.2. The owner and person in charge of an animal must ensure that the land in which the animal is normally kept is adequately fenced to prevent the animal from wandering at large.

Part F – Waste collection services

65. Domestic Garbage

The occupier of premises to which the council supplies a garbage bin:

65.1. Must leave the garbage bin out on the nature strip or footpath at the front of the premises, or at an alternative designated collection point, for collection on days designated by the council from time to time as collection days;

65.2. Must not deposit items or material in the garbage bin other than refuse;

65.3. Must not leave the garbage bin outside the premises for more than one day before or after a collection day;

65.4. Must place the garbage bin in a manner specified in written advice given to the occupier by the council;

65.5. Must maintain the garbage bin in a clean and sanitary condition;

65.6. Must ensure that the area where the garbage bin is kept on the premises is kept in a clean and sanitary condition;

65.7. Must ensure that the lid of the garbage bin is closed other than when refuse is being deposited in it or removed from it;

65.8. Must ensure that the garbage bin is not overflowing so as to prevent the lid from being completely closed;

65.9. Must ensure that the garbage bin is not removed from the premises except for the collection of refuse in accordance with sub-clauses 65.1 and 65.3; and,

65.10. Must not deposit refuse in any garbage bin or other collection bin supplied to another property.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

66. Recyclable Goods

The occupier of premises to which the council supplies a recycling bin:

66.1. Must leave the recycling bin out on the nature strip or footpath at the front of the premises, or at an alternative designated collection point, for collection on days designated by the council from time to time as collection days;

66.2. Must not deposit in the recycling bin material other than recyclable goods;

66.3. Must not leave the recycling bin outside the premises for more than one day before or after a collection day;

66.4. Must place the recycling bin in a manner specified in written advice given to the occupier by the council;

66.5. Must maintain the recycling bin in a clean and sanitary condition;

66.6. Must ensure that the area where the recycling bin is kept on the premises is kept in a clean and sanitary condition;

66.7. Must ensure that the recycling bin is not removed from the premises except for collection of recyclable goods in accordance with sub-clauses 66.1 and 66.3.

66.8. Must ensure that the lid of the recycling bin is closed other than when refuse is being deposited in it or removed from it; and,

66.9. Must ensure that the recycling bin is not overflowing so as to prevent the lid from being be completely closed.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

67. Green Organics Waste

The occupier of premises to which the council provides a green organics waste collection service:

67.1. Must deposit the green organics in the green organics bin and leave the mobile green organics bin out on the nature strip or footpath at the front of the premises, or at an alternative designated collection point, for collection on days designated by the council from time to time as collection days;

67.2. Must not deposit items or material in the green organics bin other than green organics;

67.3. Must not leave the green organics bin outside the premises for more than one day before or after a collection day;

67.4. Must place the green organics bin in a manner specified in written advice given to the occupier by the council;

67.5. Must maintain the green organics bin in a clean and sanitary condition;

67.6. Must ensure that the area where the green organics bin is kept on the premises is kept in a clean and sanitary condition;

67.7. Must ensure that the lid of the green organics bin is closed other than when green organics is being deposited in it or removed from it;

67.8. Must ensure that the green organics bin is not overflowing so that the lid can be completely closed;

67.9. Must not deposit green organics in any green organics bin supplied to another property; and,

67.10. Must ensure that the green organics bin is not removed from the premises except for collection of green organics in accordance with sub-clauses 67.1 and 67.3.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

68. Discharge to Drains

A person must not deposit or allow any substance, other than storm water, to enter any drain under the control of the council.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

69. Restriction on Use of Street Litter Bins

The owner and occupier of premises must not place or deposit any refuse, rubbish or waste material of any kind that has been generated on or from that premises in a street litter bin.

Penalty for an individual is two (2) penalty units.
Penalty for a company is five (5) penalty units

70. Interference with Refuse, Recyclable Goods or Green Waste

A person must not remove or interfere with any refuse, recyclable goods or green organics left out on a road or other municipal place for collection.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

71. Screening of Bins and Hoppers

The council or an authorised officer may, give a verbal direction or by serving a Notice to Comply , directing the owner or occupier of any land that is deemed to be unsightly direct that person to:

71.1. Install, repair, replace or modify any fence or by any other means, screen, have an approved garbage receptacle, recycling bin or trade waste hopper or charity bin; or,

71.2. Move or keep away that item from public view.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

72. Depositing of Waste at the Waste and Recycling Centre

72.1. A person must not, without approval from the council, deposit any hazardous, dangerous or infectious materials at recycling and waste centre.

72.2. A person, at council's waste and recycling centre, must not do anything contrary to any sign or act contrary to any direction given by an employee of the council.

Penalty for an individual is two (2) penalty units.
Penalty for a company is five (5) penalty units

73. Scavenging at the Recycling and Waste Centre

A person must not, without the written approval of the council, remove material of any kind which has been deposited at the recycling and waste centre.

74. Bulk Rubbish Containers

A person must not without a permit, place or cause or allow another person to place or leave a bulk rubbish container on a road, footpath, nature strip or municipal place for more than 24 hours for the purpose of being emptied.

Penalty for an individual is one (1) penalty unit.
Penalty for a company is two (2) penalty units.

Schedule 1

Clause	Local Law No.1 (2024) one penalty unit is $100	Penalty units		
		1	2	10
15	Fail to Comply with a notice to comply	X	X	
18	Offences relating to Authorised Officers			X
19.2	Failure to comply with any condition contained in a permit under this local law	X	X	
19.3	Contravene/Fail to comply with a notice to comply within the specified time period specified in the notice to comply	X	X	
21	Behaviour in municipal places or roads	X		
22	Access to municipal places	X		
23	Use of council buildings or municipal places or roads	X		
24	Activities in municipal places or roads	X	X	
25	Protection and use of drains	X	X	
26	Interfere with council assets	X	X	
27	Vehicle access	X	X	
28	Protection of assets	X	X	
30	Building works	X	X	
31	Condition of Land and Premises	X	X	
32	Machinery, material, goods or vehicles on land	X	X	
33	Parking of vehicles in residential zones	X		
34	Alarms	X		
35	Camping and caravans	X		
36	Abandoned vehicles or articles	X		
37	Person fails to comply with requirements for residential and commercial parking permits	X		
38	Materials and vegetation which may cause danger	X	X	
39	Overhanging vegetation	X	X	
40	Vermin and noxious weeds	X	X	
41	European wasps	X	X	
42	Numbering of allotments	X		
43	Prevention of fire risks	X	X	
44	Fires in the open air	X	X	
45	Incinerators	X	X	
46	Nuisance caused by fire	X	X	
47	Dilapidated buildings	X	X	
48	Shopping trolleys	X	X	
49	Signs, goods and furniture	X	X	
50	Clothing bins	X	X	
51	Bulk containers and obstructions on roads or municipal places	X	X	

Clause	Local Law No.1 (2024) one penalty unit is $100	Penalty units		
		1	2	10
52	Occupation of roads or municipal places for works	X	X	
53	Repair of vehicles	X	X	
54	Substances deposited on the road	X	X	
55	Soliciting gifts	X	X	
56	Distribution of unsolicited material	X	X	
57	Persons selling goods or services	X	X	
58	Busking	X		
59	Consumption of alcohol	X	X	
60	Restrictions on the number of animals or birds that may be kept on any premises	X		
61	Conditions under which animals are kept	X	X	
62	Noise and smell	X		
63	Animal litter	X		
64	Wandering animals	X		
65	Domestic garbage	X	X	
66	Recyclable goods	X	X	
67	Green organic waste	X	X	
68	Discharge into drains	X	X	
69	Restriction on use of litter bins	X	X	
70	Interference with refuse, recyclable goods or green organics	X	X	
71	Screening of bins and hoppers	X	X	
72	Depositing of waste at the recycling and waste centre	X	X	
73	Scavenging at the recycling and waste centre	X		
74	Bulk rubbish containers	X	X	