Child Care Facility Code

1 Application
This Code will apply in assessing a material change of use and/or building work for a child care facility.

2 Using this Code
In using this Code reference should also be made to Section 1.1—How to use the Codes, at the front of this Chapter.

When this Code is listed in a level of assessment table in Chapter 3 or a Local Plan in Chapter 4 as an Applicable Code for code assessment or Relevant Code for impact assessment:

- the Code is to be read as being the Purpose, Performance Criteria and Acceptable Solutions
- a Local Plan may include a Code that may vary or include additional Purposes, Performance Criteria or Acceptable Solutions.

List of ‘secondary’ Codes
When this Code is used in code assessment the following Codes are termed ‘secondary’ Codes and form part of this ‘primary’ Code. When this Code is used in impact assessment the following list should be considered as providing a guide to other Codes that may also be used in assessing the proposal:

- Acid Sulfate Soil
- Biodiversity
- Gas and Oil Pipeline
- Heritage Place
- Industrial Areas—Adjacent Development
- Landscaping
- Non-discriminatory Access and Use
- Park Planning and Design
- Services, Works and Infrastructure
- Stormwater Management
- Transport, Access, Parking and Servicing
- Waterway
- Wetland.

Note: a child care facility will also need to comply with the relevant State Government legislation including the Child Care Act 2002 and the Child Care Regulation 2003

3 Purpose
The purpose of this Code is to:

- ensure that child care facilities make a positive contribution to neighbourhood character
- ensure that the location and design of a child care facility:
  - serves the best interests of the children who will occupy it
  - is consistent with the maintenance of residential amenity and traffic safety
- promote safe, encouraging and stimulating environments for children and staff that complement the educational and developmental objectives of the child care facility.

4 Performance Criteria and Acceptable Solutions

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<tr>
<th>Performance Criteria</th>
<th>Acceptable Solutions</th>
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<tr>
<td>P1 The proposal must have good accessibility</td>
<td>A1.1 In newly developing areas or outer suburban areas, the proposal is located adjacent to community focal points including shopping centres, community facilities such as libraries and churches, useable parkland, schools or sporting grounds OR A1.2 In built up inner or middle suburban areas, the proposal is located close to other community uses wherever possible or within the premises of educational institutions or work sites OR A1.3 The site is within 200 metres walking distance from public transport</td>
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| **P2** The site must be located to minimise:  
  • introduction of non-local traffic into minor residential streets  
  • flood damage or hazard | **A2.1** The proposal is not located:  
  • on local access roads  
  • on a site subject to flooding in a Q50 storm event or within a Flood Regulation Line  
**A2.2** Overland flow paths are not impeded by buildings, structures, fences or landscaping unless acceptable alternative paths are provided |
| **P3** Users of the facility must not be exposed to soil contamination | **A3.1** The site does not have soils contaminated by pollutants that represent a health or safety risk to children. Where clearance for contaminated soils is required, provide an investigative report that:  
  • confirms that site investigations were conducted with full knowledge of the intended end use of the site as a child care facility  
  • confirms that site investigations focused on proposed outdoor play areas  
  • reflects the final height contours of the outdoor play areas after any intended earthworks |
| **P4** The site must meet the air quality standards within the [Air Quality Planning Scheme Policy](#) to ensure that users are not exposed to harmful air pollutants | **A4** The site must not be located:  
  • on a road indicated on Map A—Locations Unsuitable for Child Care Facilities  
  • within a 30m radius of a signalised intersection of a road indicated on Map A—Locations Unsuitable for Child Care Facilities  
  • within 150m of an Industrial Area |
| **P5** Users of the facility must not be subject to harmful noise levels | **A5** Noise levels do not exceed:  
  • for noise in a steady state, indoors, 45dB(A) L eq (1 hour)  
  • outdoors, a range of 55–60dB(A) L 10 (1 hour) when measured at 1.5m above the ground in the centre of any outdoor play area |
| **P6** Impacts on the amenity of adjoining uses must be eliminated or mitigated | **A6** Where adjacent to a residential use or in a Residential Area:  
  • potentially noisy activities such as intensive activity space are located to minimise impacts and comply with the [Noise Impact Assessment Planning Scheme Policy](#)  
  • a 1.8m screen fence and landscaping is provided to maintain amenity for adjoining properties |
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| **P7** The site must accommodate activity needs, minimum space requirements and provide protection to children against the elements. *Note: a smaller site area than specified in the Acceptable Solution may be approved only if the facility is located where parking is convenient and plentiful, e.g. at educational institutions, work sites and shopping centres.* | **A7.1** Site area is a minimum 1,500m² for 26–49 children and 2,000m² for 50–75 children.  
**A7.2** The design layout incorporates areas for indoor play and outdoor play and roofed shade and other outdoor shade. |
| **P8** Play areas must be protected from external hazards. | **A8.1** Childproof fencing is provided between play areas and roads, carparks, driveways and neighbouring properties.  
**A8.2** All buildings and outdoor play areas are located outside any high voltage electricity supply easement. |
| **P9** Parking conflicts must be minimised, on-site and off-site. | **A9.1** Buildings and activities are located and designed to discourage potentially hazardous vehicular or pedestrian movements and minimise conflict on-site between children’s activities and carparking.  
**A9.2** Carparking areas for set down and pick up are located so as to be visible from the road and to maintain the amenity of the street and adjacent properties.  
**A9.3** Convenient, safe and clearly visible pedestrian access is provided to the site. |
Map A: Locations Unsuitable for Child Care Facilities

Locations unsuitable for child care facilities due to traffic volumes