State Environmental Planning Policy (Educational Establishments and Child Care Facilities) 2017

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| **Clause** | **Control** | **Proposed** | **Compliance** |
| **Clause 23**  **Centre-based child care facility – matters for consideration by consent authorities** | Before determining a development application for development for the purpose of a centre-based child care facility, the consent authority must take into consideration any applicable provisions of the *Child Care Planning Guideline*, in relation to the proposed development. | Assessment of the application against the *Child Care Planning Guideline* has been made, with the application considered satisfactory in this regard. | Yes |
| **Clause 25**  **Centre-based child care facility – non-discretionary development standards** | (2) The following are non-discretionary development standards for the purposes of Section 4.15(2) and (3) of the Act in relation to the carrying out of development for the purposes of a centre-based child care facility:   1. **Location** – the development may be located at any distance from an existing or proposed early education and care facility, 2. **Indoor or outdoor space** – 3. For development to which regulation 107 (indoor unencumbered space requirements) or 108 (outdoor unencumbered space requirements) of the Education and Care Services National Regulations applies – the unencumbered area of indoor space and the unencumbered area of outdoor space for the development complies with the requirements of those regulations, or 4. For development to which Clause 28 (unencumbered indoor space and useable outdoor play space) of the Children (Education and Care Services) Supplementary Provisions Regulation 2012 applies – the development complies with the indoor space requirements or the useable outdoor play space requirements in that clause, 5. **Site area and dimensions** – the development may be located on a site of any size and have any length of street frontage or any allotment depth, 6. **Colour of building materials or shade structures** – the development may be of any colour or color scheme unless it is a State or local heritage item or in a heritage conservation area. | 1. The development is located opposite a 104 place child care facility at 134 Springs Road, Spring Farm. 2. Indoor space – 3.76m2 per child   Outdoor Space – 7.21m2 per child   1. Lot 101 – 3,875m2, frontage of 50.35 metres to Springs Road. 2. The development will have a combination of colours and finishes. The site is not a State or local heritage item and it is not located in a heritage conservation area. | Yes |