

Attachment 3 – Childcare Planning Guidelines Compliance Table

Chapter 3 – Educational Establishments and child care facilities			
Part 3.3 – Early education and care facilities – specific development controls			
Clause	Requirements	Proposed	Comment
3.22 - Centre-based child care facility—concurrence of Regulatory Authority required for certain development	<p>This clause applies to development for the purpose of a centre-based child care facility if:</p> <p>(a) the floor area of the building or place does not comply with regulation 107 (indoor unencumbered space requirements) of the Education and Care Services National Regulations, or</p> <p>(b) the outdoor space requirements for the building or place do not comply with regulation 108 (outdoor unencumbered space requirements) of those Regulations</p>	<p>Regulation 107 and 108 of Educational and Care Services National Regulation specifies the following:</p> <ul style="list-style-type: none"> Indoor - 3.25m² per child Outdoor - 7.0m² per child <p>Required Indoor - (90 x 3.25) = 292.5 Outdoor - (90 x 7sqm) = 630sqm</p> <p>Proposed: Indoor Ground Floor – 300.99sqm</p> <p>Outdoor Ground Floor - 690sqm approximately</p> <p>The proposal provides sufficient indoor and outdoor space for children.</p>	Complies
3.23 - Centre-based child care facility—matters for consideration by consent authorities	Before determining a development application for 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	The proposed development is assessed against the provisions contained within the Childcare Planning Guideline.	Complies View assessment in Appendix 1.
3.24 - Centre-based child care facility in Zone IN1 or IN2—additional matters for consideration by consent authorities	To minimise land use conflicts with existing industrial development	The site is in an R4 High Density Residential zone and is not located in proximity to industrial development.	Complies
3.25 - Centre-based child care facility—floor space ratio	FSR in zone R2 – Low Density Residential is not to exceed 0.5:1 unless specified elsewhere.	The site is not located within an R2 Zone.	Not Applicable
3.26 - Centre-based child-care facility—non-discretionary development standards	To identify development standards for particular matters relating to a centre-based child care facility that, if complied with, prevent the consent authority from requiring more onerous standards for those matters. –		Complies

	<p>a) the development may be located at any distance from an existing or proposed early education and care facility</p> <p>b) indoor and outdoor space complies with regulation 107 and 108 of the Education and Care Services National Regulations</p> <p>c) the development may be located on a site of any size and have any length of street frontage or any allotment depth,</p> <p>d) the development may be of any colour or colour scheme unless it is a State or local heritage item or in a heritage conservation area.</p>	<p>Noted.</p> <ul style="list-style-type: none"> Indoor - 3.25m² per child Outdoor - 7.0m² per child <p>The proposed development exceeds the minimum requirements under the Regulations.</p> <p>Noted</p> <p>The site is not listed as a heritage item or state heritage.</p>	
3.27 - Centre-based child care facility— development control plans	<p>1) A provision of a development control plan that specifies a requirement, standard or control does not apply in relation to</p> <p>a) Operational or management plans or arrangements (including hours of operation)</p> <p>b) Demonstrated need or demand for child care services</p> <p>c) Proximity of facility to other early education and care facilities</p> <p>Any matter in relation to development for the purpose of a centre-based child care facility contained in design principles set out in Part 2 of the <i>Child Care planning Guideline</i> or matter for consideration set out in Part 3 of the requirements set out in Part 4 of Guideline other than height, side and rear setback or car parking rates.</p>	<p>The assessment was accompanied by documentation in the Statement of Environmental Effects: The proposed hours of operation are 7am – 6pm, Monday to Friday</p> <p>The site is located within a suitable character of high density residential which requires childcare centres..</p> <p>Noted</p>	Complies

Chapter 4 Operational Requirements		
Division 1 Center-based services and family day care services		
Clause	Proposed	Comment
Clause 103 Premise, furniture and equipment to be safe clean and in good repair The approved provider of an education and care service must ensure that the education and care service premises and all equipment and furniture used in providing the education and care service are safe, clean and in good repair.	Noted	Noted.
104 Fencing Outdoor space that will be used by children will be enclosed by a fence or barrier that is of a height and design that children preschool age or under cannot go through, over or under it.	Outdoor areas are completely isolated and designed to ensure that the safety of children is maintained through landscaping and fencing.	Complies
106 Laundry and hygiene facilities The proposed development includes laundry facilities or access to laundry facilities OR explain the other arrangements for dealing with soiled clothing, nappies and linen, including hygienic facilities for storage of soiled clothing, nappies and linen prior to their disposal or laundering. Laundry/hygienic facilities are located where they do not pose a risk to children.	Laundry facilities provided and located in another room outside of any kids play area.	Complies
107 Unencumbered indoor space The proposed development includes at least 3.25 square metres of unencumbered indoor space for each child. <i>Refer to regulation 107 of the Education and Care Services National Regulation for further information on calculating indoor space.</i>	A total of 90 children will be cared for on the site. The proposed unencumbered indoor space exceeds the minimum required under the Regulations. Indoor Required Indoor - $(90 \times 3.25) = 292.5$ Proposed: Indoor Ground Floor – 300.99sqm	Complies
108 Unencumbered outdoor space The proposed development includes at least 7.0 square metres of unencumbered outdoor space for each child. <i>Refer to regulation 108 of the Education and Care Services National Regulation for further information on calculating outdoor space, and for different</i>	A total of 90 children will be cared for on the site. The proposed unencumbered outdoor space exceeds the minimum required under the Regulations. Required Outdoor - $(90 \times 7\text{sqm}) = 630\text{sqm}$ Proposed Outdoor Ground Floor - 690sqm approximately	Complies

<i>requirements for out-of-school-hours care services.</i>		
109 Toilet and hygiene facilities The proposed development includes adequate, developmentally and age-appropriate toilet, washing and drying facilities for use by children being educated and cared for by the service. The location and design of the toilet, washing and drying facilities enable safe and convenient use by the children.	Toilet and hygiene facilities are proposed within each playroom.	Complies
110 Ventilation and natural light The proposed development includes indoor spaces to be used by children that — <ul style="list-style-type: none"> • will be well ventilated; and • will have adequate natural light; and • can be maintained at a temperature that ensures the safety and well-being of children. 	Indoor spaces for children are well ventilated and will have adequate natural lighting due to the numerous windows and sliding door available to each room.	Complies
Division 2 Additional requirements for centre-based services		
111 Administrative space The proposed development includes an adequate area or areas for the purposes of conducting the administrative functions of the service; and consulting with parents of children; and conducting private conversations.	The proposed development includes a reception area, as well as staff room that can be used for meeting purposes.	Complies
112 Nappy change facilities (To be completed only if the proposed development is for a service that will care for children who wear nappies)	Nappy change facilities have been provided for children who wear nappies, including hygienic facilities for nappy changing and bathing.	Complies
113 Outdoor space – natural environment The proposed development includes outdoor spaces that will allow children to explore and experience the natural environment.	The center proposes a wide variety of outdoor play facilities that would promote exploration and improve experience in the natural environment.	Complies
114 Outdoor space – shade The proposed development includes adequate shaded areas to protect children from overexposure to ultraviolet radiation from the sun.	The proposed landscaping does provide any outdoor shading within the rear and first floor outdoor area.	Complies
115 Premises designed to facilitate supervision The proposed development (including toilets and nappy change facilities) are designed in a way that facilitates supervision of children at all times, having regard	The internal layout as well as outdoor play space of the proposed centre is considered to have been designed to allow for the supervision of children at all times when activity rooms and play spaces are in use. Toilets and nappy change facilities are located between the rooms and accessible and are to have windows.	Complies

to the need to maintain the rights and dignity of the children.		
Division 2 Minimum number of educators and family day care coordinators required		
123 Educator to child ratios—centre-based services The minimum number of educators required to educate and care for children at a centre-based service as follows; 1) Children age between 0 to 24 months- 1 educator to 4 children;	16 children and 4 educators proposed equating 1 to 4 children.	Complies
2) Children age between 24 months to 36 months - 1 educator to 5 children;	20 children and 4 educators proposed equating 1 to 5 children.	Complies
3) Children age between 36 months and over - 1 educator to 10 children; and	54 Children and 6 educators equating to a ratio of 1:10 as per the National Framework.	Complies
4) Children over preschool age- 1 educator to 15 children.	No children over preschool age proposed.	Not Applicable

Determining a development application for development for the purpose of a centre-based childcare facility, the consent authority must take into consideration any applicable provisions of the Child Care Planning Guideline (CCPG), in relation to the proposed development.

Compliance and Non-compliance with the provisions of the CCPG are discussed with respect to the proposal as follows:

Part 3 Matters for Consideration	Considerations	Assessment
3.1 Site Selection and Location C1- Proposed developments in or adjacent to a residential zone must consider:	the acoustic and privacy impacts of the proposed development on the residential properties;	Complies with conditions Noise and privacy impacts have been assessed against the submitted acoustic report and are acceptable. Council's Environmental Health section have reviewed this application and are supportive of the acoustic report subject to conditions.
	the setbacks and siting of buildings within the residential context; and	Complies The proposed built form is considered suitable in terms of setbacks within the residential setting. The design has taken into consideration the existing and future residential context.
	visual amenity impacts (e.g., additional building bulk and overshadowing, local character)	Complies The overall bulk and scale of the development is considered suitable in terms of the R4 zoning and the overarching surrounding land use approvals for residential flat buildings within the vicinity of the site.
	traffic and parking impacts of the proposal on residential amenity.	Complies Traffic generated by the proposed development would not significantly affect the street network during peak hours of movement as reviewed by Council's Traffic department. Councils

		traffic engineers have considered the design of the basement car park suitable in terms of layout and design.
C2 Site Selection and Location When selecting a site, ensure that:	the location and surrounding uses are compatible with the proposed development or use.	Complies The site can accommodate a childcare centre. The zoning is underpinned by high density with the current bulk and scale which is considered consistent with the zone objectives or the future desired character for the area.
	the site is environmentally safe including risks such as flooding, land slip, bushfires, coastal hazards.	Complies The site is not constrained by environmental hazards.
	there are no potential environmental contaminants on the land, in the building or the general proximity, and whether hazardous materials remediation is needed.	Complies The applicant has submitted a PSI report, which identifies the site is suitable for the proposed childcare facility.
	the characteristics of the site are suitable for the scale and type of development proposed having regard to: <ul style="list-style-type: none"> length of street frontage, lot configuration, dimensions and overall size number of shared boundaries with residential properties 	Complies The site attributes are considered suitable for the scale of the development.
	the development will not have adverse environmental impacts on the surrounding area, particularly in sensitive environmental or cultural areas.	Complies The applicant has submitted a PSI report, which identifies the site is suitable for the proposed childcare facility.
	there are suitable drop off and pick up areas, and off and on street parking.	Considered Acceptable Whilst the proposal includes the provision of a basement car park, the parking has purely been allocated to staff and limited to parents to drop off and pick up children.
	the characteristics of the fronting road or roads (for example its operating speed, road classification, traffic volume, heavy vehicle volumes, presence of parking lanes) is appropriate and safe for the proposed use	Complies Castlereagh Street is a local road and currently does carry a high volume of traffic throughout the day. Nonetheless, the site is considered suitable for a proposed childcare centre given the surrounding road network is sufficient to handle the increase in any potential traffic volumes.
	the site avoids direct access to roads with high traffic volumes, high operating speeds, or with high heavy vehicle volumes, especially where there are limited pedestrian crossing facilities	Complies As above.
	it is not located closely to incompatible social activities and uses such as restricted premises, injecting rooms, drug clinics and the like, premises licensed for alcohol or gambling such as hotels, clubs, cellar door premises and sex services premises.	Complies The site is considered to be in an appropriate location.

C3 Site Selection and Location A child care facility should be located:	near compatible social uses such as schools and other educational establishments, parks and other public open space, community facilities, places of public worship.	Complies The site is located within the Liverpool CBD and is considered suitable, given the site has dual street frontage, in which the western frontage to Copeland Street has the opportunity for higher levels to look out over the open space to the west.
	near or within employment areas, town centres, business centres, shops.	Complies The site is located near employment generating centres. .
	with access to public transport including rail, buses, ferries.	Complies A bus service stop is located within 450m of the site it is thereby accessible.
	in areas with pedestrian connectivity to the local community, businesses, shops, services and the like.	Complies The site provides footpath access along Castlereagh Street..
C4 Site Selection and Location A child care facility should be located to avoid risks to children, staff or visitors and adverse environmental conditions arising from proximity to:	heavy or hazardous industry, waste transfer depots or landfill sites.	Not Applicable The site is not located near heavy or hazardous industry, waste transfer depots or landfill sites.
	LPG tanks or service stations	Not Applicable The site is not located near LPG tanks or service stations
	water cooling and water warming systems.	Not Applicable The site is not located near water cooling or warming systems
	odour (and other air pollutant) generating uses and sources or sites which, due to prevailing land use zoning, may in future accommodate noise or odour generating uses.	Not Applicable The site is not located near odour generating sources.
	extractive industries, intensive agriculture, agricultural spraying activities.	Not Applicable The site is not located near extractive industries, intensive agriculture, agricultural spraying activities.
	any other identified environmental hazard or risk relevant to the site and/or existing buildings within the site.	Not Applicable The site is not located near any known environmental hazard or risk.
3.2 Local character, streetscape and public domain interface C5 -The proposed development should:	contribute to the local area by being designed in character with the locality and existing streetscape.	Complies The proposed development design is considered suitable in terms of current and future character due to the transitional development Castlereagh Streets undergoing from single story dwellings to residential flat buildings. .
	build on the valued characteristics of the neighbourhood and draw from the physical surrounds, history and culture of place	Complies (as above)
	reflect the predominant form of surrounding land uses, particularly in low density residential areas.	Complies (as above)
	recognise predominant streetscape qualities, such as building form, scale, materials and colours.	Complies (as above)
	include design and architectural treatments that respond to and	Complies (as above)

	integrate with the existing streetscape.	
	use landscaping to positively contribute to the streetscape and neighbouring amenity.	Complies Landscaping design is considered to positively contribute to the streetscape.
	integrate car parking into the building and site landscaping design in residential areas.	Complies The proposed basement car park vehicular access has been set to the western boundary of the site, to limit the potential for street dominance. It has been suitably integrated with the overall design of the built form.
C6, C7 and C8 Local Character, Streetscape and the Public Domain Interface Create a threshold with a clear transition between public and private realms, including:	fencing to ensure safety for children entering and leaving the facility.	Complies The proposed design includes balustrades and a landscape strip to ensure that safety when accessing to and from the premises is maximised.
	windows facing from the facility towards the public domain to provide passive surveillance to the street as a safety measure and connection between the facility and the community	Complies The development provides for a number of windows to the public domain.
	integrating existing and proposed landscaping with fencing.	Complies A privacy fence has been proposed which integrates with the proposed landscaping to separate the public domain to the childcare outdoor play area.
	On sites with multiple buildings and/or entries, pedestrian entries and spaces associated with the child care facility should be differentiated to improve legibility for visitors and children by changes in materials, plant species and colours.	Complies The proposed development designed the entrance as a dominant feature to be readily legible for visitors and children, whilst to also separate the front landscaping area.
	Where development adjoins public parks, open space or bushland, the facility should provide an appealing streetscape frontage by adopting some of the following design solutions: <ul style="list-style-type: none"> • clearly defined street access, pedestrian paths and building entries • low fences and planting which delineate communal/private open space from adjoining public open space • minimal use of blank walls and high fences. 	Not Applicable The site does not adjoin parks, open space or bushland.
C9 and C10 Local Character, Streetscape and the Public Domain Interface	Front fences and walls within the front setback should be constructed of visually permeable materials and treatments	Not Applicable The proposed privacy fence is located well within the sites building envelope and allows for suitable landscape buffering between the public domain and the childcare outdoor play space.
	Where the site is listed as a heritage item, adjacent to a heritage item or within a conservation area front fencing should be designed in	Not Applicable The site is not listed as a heritage item.

	accordance with local heritage provisions.	
	High solid acoustic fencing may be used when shielding the facility from noise on classified roads. The walls should be setback from the property boundary with screen landscaping of a similar height between the wall and the boundary.	Not Applicable The site is not located on a classified road.
3.3 Building orientation, envelope, building design and accessibility C11 Orient a development on a site and design the building layout to:	ensure visual privacy and minimise potential noise and overlooking impacts on neighbours by: <ul style="list-style-type: none"> facing doors and windows away from private open space, living rooms and bedrooms in adjoining residential properties. placing play equipment away from common boundaries with residential properties locating outdoor play areas away from residential dwellings and other sensitive uses. 	Complies The intent of this provision is to ensure the development responds to the site constraints and advantages (in this instance its layout and local context) to ensure its orientation and building envelope contribute to the reduction in material impacts on adjoining land and land uses (visual and acoustic privacy). The development's design includes sufficient planting and acoustic barriers to reduce the acoustic noise for the outdoor play areas to the northern, Neighbours, as well as road noise from Copeland Street.
	optimise solar access to internal and external play areas.	Complies The design of the outdoor play area on the ground floor has been done so to maximise passive solar access.
	avoid overshadowing of adjoining residential properties.	Complies The proposed development is located in an area undergoing transformation from low density residential to residential flat buildings. The orientation of the site limits the potential for overshadowing to neighbouring properties. Furthermore, the built form has been designed as such to maximise internal solar access and minimise overshadowing from potential Northern neighbours when development will be undertaken.
	minimise cut and fill.	Complies Earthworks are proposed to support the basement car park.
	ensure buildings along the street frontage define the street by facing it.	Complies The building faces the street.
	ensure that where a child care facility is located above ground level, outdoor play areas are protected from wind and other climatic conditions.	Complies The outdoor play area is proposed on the ground floor has been designed to limit wind affectation and other climatic events.
C12 Building Orientation, Envelope and Design	building height should be consistent with other buildings in the locality.	Complies The building would be consistent with the residential character of the locality.
	building height should respond to the scale and character of the street.	Complies As above.

The following matters may be considered to minimise the impacts of the proposal on local character:	setbacks should allow for adequate privacy for neighbours and children at the proposed child care facility.	Complies For the purpose of this consideration, the design is reasonable.
	setbacks should provide adequate access for building maintenance.	Complies For the purpose of this consideration, the design is reasonable.
	setbacks to the street should be consistent with the existing character.	Complies The building would be consistent with the existing and future desired setbacks to the street.
C13 and C14 Building Orientation, Envelope and Design	Where there are no prevailing setback controls minimum setback to a classified road should be 10 metres. On other road frontages where there are existing buildings within 50 metres, the setback should be the average of the two closest buildings. Where there are no buildings within 50 metres, the same setback is required for the predominant adjoining land use.	Considered Acceptable Proposed front setback is 8m to Copeland Street, given the site integrates multiple allotments with dual street frontage to both Copeland and Castlereagh Street.
	On land in a residential zone, side and rear boundary setbacks should observe the prevailing setbacks required for a dwelling house.	Complies For the purpose of this consideration, the design is reasonable.
C15 Building Orientation, Envelope and Design Entry to the facility should be limited to one secure point which is:	located to allow ease of access, particularly for pedestrians.	Complies The building is easily accessible.
	directly accessible from the street where possible.	Complies The entry is accessible from the street.
	directly visible from the street frontage.	Complies The entry has been designed to be readily visible from the street frontage.
	easily monitored through natural or camera surveillance.	Complies The building could be easily monitored through camera surveillance. The built form allows for suitable natural surveillance of the outdoor play areas, as well as the front access of the site.
	not accessed through an outdoor play area.	Complies The building is not accessed through a play area.
C16 Building Orientation, Envelope and Design Accessible design can be achieved by:	providing accessibility to and within the building in accordance with all relevant legislation	Complies with conditions Conditions of any consent could be applied to address this regarding accessibility of the building.
	linking all key areas of the site by level or ramped pathways that are accessible to prams and wheelchairs, including between all car parking areas and the main building entry.	Complies Lifts are provided for all floors and accessible pathways are provided for the development.
	providing a continuous path of travel to and within the building, including access between the street entry and car parking and main building entrance. Platform lifts should be avoided where possible.	Complies There is a continuous path of travel throughout the development within the building to the common areas.
	minimising ramping by ensuring building entries and ground floors are well located relative to the level of the footpath.	Complies Ramping is minimised where possible.

3.4 Landscaping C17 and C18 Landscaping	Appropriate planting should be provided along the boundary integrated with fencing. Screen planting should not be included in calculations of unencumbered outdoor space.	Complies The design has incorporated appropriate boundary fencing and landscape treatments.
	Use the existing landscape where feasible to provide a high quality landscaped area by: <ul style="list-style-type: none"> reflecting and reinforcing the local context incorporating natural features of the site, such as trees, rocky outcrops and vegetation communities into landscaping. 	Complies A Landscape plan has been provided to Council which depicts a suitable landscape design for the outdoor play areas, as well as appropriate boundary landscape treatments.
	Incorporate car parking into the landscape design of the site by: <ul style="list-style-type: none"> planting shade trees in large car parking areas to create a cool outdoor environment and reduce summer heat radiating into buildings taking into account streetscape, local character and context when siting car parking areas within the front setback using low level landscaping to soften and screen parking areas. 	Complies A basement car park is proposed.
3.5 Visual and acoustic privacy C19 and 20 Visual and Acoustic Privacy Minimise direct overlooking of indoor rooms and outdoor play spaces from public areas through	appropriate site and building layout	Complies The proposal has been designed to mitigate any potential for overlooking into indoor play rooms from public areas.
	suitably locating pathways, windows and doors	
	permanent screening and landscape design.	Complies The design of the built form provides suitable screening and landscaping which will be retained on a permanent basis.
C21 Visual and Acoustic Privacy Minimise direct overlooking of main internal living areas and private open spaces in adjoining developments through:	appropriate site and building layout	Complies By virtue of the design, play areas are shielded from adjoining developments.
	suitable location of pathways, windows and doors	Complies By virtue of the design, play areas are shielded from adjoining developments.
	landscape design and screening.	Complies By virtue of the design, play areas are shielded from adjoining developments.

<p>C22 and 23 Visual and Acoustic Privacy A new development, or development that includes alterations to more than 50 per cent of the existing floor area, and is located adjacent to residential accommodation should:</p>	provide an acoustic fence along any boundary where the adjoining property contains a residential use.	Considered Acceptable The height of the proposed acoustic fence is considered acceptable given the site will be surrounded by residential flat buildings.
	ensure that mechanical plant or equipment is screened by solid, gap free material and constructed to reduce noise levels e.g. acoustic fence, building, or enclosure.	Complies with conditions The proposed mechanical ventilation is located appropriately and is supported by an acoustic assessment which would be acceptable subject to conditions of any consent. Council's Environmental Health section have reviewed this application and are supportive of the acoustic report subject to conditions.
	<p>A suitably qualified acoustic professional should prepare an acoustic report which will cover the following matters:</p> <ul style="list-style-type: none"> • identify an appropriate noise level for a child care facility located in residential and other zones • determine an appropriate background noise level for outdoor play areas during times they are proposed to be in use • determine the appropriate height of any acoustic fence to enable the noise criteria to be met. 	As above
<p>3.6 Noise and air pollution</p> <p>C24 and 25 Noise and Air Pollution Adopt design solutions to minimise the impacts of noise, such as:</p>	creating physical separation between buildings and the noise source	Complies Separation is achieved by the built form design.
	orienting the facility perpendicular to the noise source and where possible buffered by other uses	As above
	using landscaping to reduce the perception of noise	Complies Not required, as separation is achieved by the built form design.
	limiting the number and size of openings facing noise sources	Complies Separation is achieved by the built form design.
	using double or acoustic glazing, acoustic louvres or enclosed balconies (wintergardens)	As above
	using materials with mass and/or sound insulation or absorption properties, such as solid balcony balustrades, external screens and soffits	As above
	locating cot rooms, sleeping areas and play areas away from external noise sources.	As above

	An acoustic report should identify appropriate noise levels for sleeping areas and other non-play areas and examine impacts and noise attenuation measures where a child care facility is proposed in any of the following locations: on industrial zoned land	Complies Proposed childcare centre is not located on industrial zoned land.
	where the ANEF contour is between 20 and 25, consistent with AS 2021 – 2000	Not Applicable The proposed childcare centre is not located under a flight path.
	along a railway or mass transit corridor, as defined by State Environmental Planning Policy (Infrastructure) 2007	Not Applicable The proposed childcare centre is not mapped as within an area which is adjacent to a rail or road corridor.
	on a major or busy road other land that is impacted by substantial external noise	Not Applicable Rail and road noise has been considered as part of the acoustic assessment for the childcare centre.
C26 and 27 Noise and Air Pollution	Locate childcare facilities on sites which avoid or minimise the potential impact of external sources of air pollution such as major roads and industrial development.	Complies The site is not located near any sources of air pollution.
3.7 Hours of Operation C28 and C29 Hours of Operation	Hours of operation within areas where the predominant land use is residential should be confined to the core hours of 7.00am to 7.00pm weekdays. The hours of operation of the proposed child care facility may be extended if it adjoins or is adjacent to non-residential land uses	Complies The proposed hours of operation are 7am to 6pm, Monday to Friday
3.8 Traffic, parking and pedestrian circulation C30, C31 and C32 Traffic, Parking and Pedestrian Circulation	Off street car parking should be provided at the rates for child care facilities specified in a Development Control Plan that applies to the land.	Complies The proposed car parking meets the requirement under the DCP.
C33 and C34 Traffic, Parking and Pedestrian Circulation Alternate vehicular access should be provided where child care facilities are on sites fronting:	a classified road	Complies Castlereagh St is not a classified road. Whilst the site also has a frontage to Copeland Street, no vehicular access is proposed or provided for the development.
	roads which carry freight traffic or transport dangerous goods or hazardous materials.	Complies Castlereagh St does not carry freight traffic or transport dangerous goods or hazardous materials.
	The alternate access must have regard to: <ul style="list-style-type: none"> the prevailing traffic conditions pedestrian and vehicle safety including bicycle movement the likely impact of the development on traffic 	Not Applicable

	Child care facilities proposed within cul-de-sacs or via narrow lanes or roads should ensure that safe access can be provided to and from the site, and to and from the wider locality in times of emergency.	Complies Not located on a cul-de-sac or a narrow road.
C35, C36 and C37 Traffic, Parking and Pedestrian Circulation The following design solutions may be incorporated into a development to help provide a safe pedestrian environment:	separate pedestrian access from the car park to the facility.	Complies Separate pedestrian access is provided to both areas of the car park.
	defined pedestrian crossings included within large car parking areas.	Complies There are clearly defined pedestrian crossings including within the carpark.
	pedestrian paths that enable two prams to pass each other.	Considered Acceptable The pedestrian path in the carpark will not allow two prams to pass each other. The front entrance of the site accommodates the ability for two prams to pass each other. Furthermore, pram usage within the basement may be limited given the basement car parking design. Nonetheless there is sufficient space for pedestrian accessibility within the car park.
	delivery and loading areas located away from the main pedestrian access to the building and in clearly designated, separate facilities	Considered Acceptable subject to condition The Delivery and loading area is clearly designated. A visitor parking bay can be allocated for deliveries between 9am-3pm.
	minimise the number of locations where pedestrians and vehicles cross each other	Complies The carpark is designed in a way in which the locations where pedestrians and vehicles cross is minimized.
	vehicles can enter and leave the site in a forward direction.	Complies Vehicles can enter and exit in a forward direction.
	clear sightlines are maintained for drivers to child pedestrians, particularly at crossing locations.	Complies The car park provides clear sightlines.
	Car parking design should: <ul style="list-style-type: none"> include a child safe fence to separate car parking areas from the building entrance and play areas provide clearly marked accessible parking as close as possible to the primary entrance to the building in accordance with appropriate Australian Standards include wheelchair and pram accessible parking. 	Complies Proposed car park is separate to the building entrance and play areas.