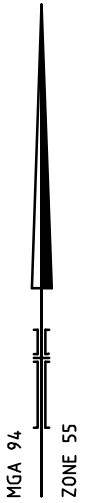
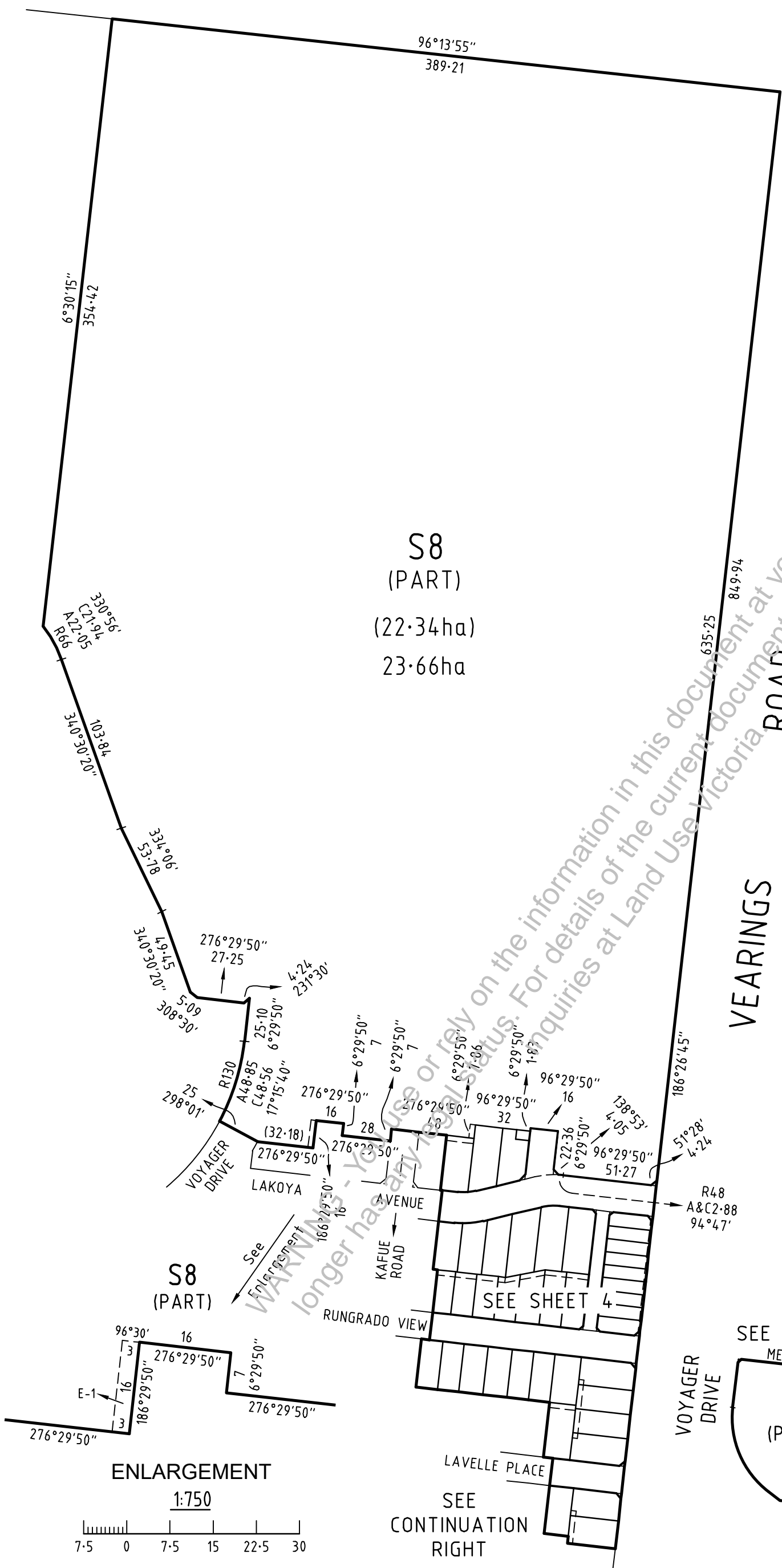


PLAN OF SUBDIVISION		EDITION 1	PS 803931Y/S6	
LOCATION OF LAND PARISH: WOLLERT TOWNSHIP: - SECTION: - CROWN ALLOTMENT: - CROWN PORTION: 16 (PART) TITLE REFERENCE: C/T VOL FOL LAST PLAN REFERENCE: LOT S7 ON PS 803931Y/S5 POSTAL ADDRESS: 430 CRAIGIEBURN ROAD, (at time of subdivision) WOLLERT, VIC. 3750 MGA94 CO-ORDINATES: E: 322 640 ZONE: 55 (of approx centre of land N: 5 837 040 in plan)		Council Name: Whittlesea City Council Council Reference Number: 610276 Planning Permit Reference: 716630 SPEAR Reference Number: S155130C Certification This plan is certified under section 11 (7) of the Subdivision Act 1988 Date of original certification under section 6: 17/06/2021 Public Open Space A requirement for public open space under section 18 of the Subdivision Act 1988 has been made and the requirement has been satisfied Digitally signed by: Angela Cuschieri for Whittlesea City Council on 11/07/2022 Statement of Compliance issued: 11/08/2022		
VESTING OF ROADS AND/OR RESERVES		Notations		
IDENTIFIER	COUNCIL/BODY/PERSON		This is a SPEAR plan. Land being subdivided is enclosed within thick continuous lines. Lots 1 to 900 and S1 to S7 (all inclusive) have been omitted from this plan. Lot S8 consists of 2 parts. None of the easements and rights mentioned in sub-section (2) of Section 12 of the Subdivision Act 1988 are implied over any of the land in this plan. LOTS ON THIS PLAN MAY BE AFFECTED BY ONE OR MORE OWNERS CORPORATIONS For details of Owners Corporation(s) including; Purpose, Responsibility and Entitlement and Liability see Owners Corporation Search Report, Owners Corporation Rules and Owners Corporation Additional Information.	
ROAD R-6 RESERVE No.5	WHITTLESEA CITY COUNCIL AUSTNET ELECTRICITY SERVICES PTY LTD			
NOTATIONS				
DEPTH LIMITATION DOES NOT APPLY				
SURVEY: This plan is based on survey STAGING: This is a staged subdivision Planning Permit No. 716630 This survey has been connected to permanent marks No(s). 38, 21, 40 & 52 In Proclaimed Survey Area No. -				
EASEMENT INFORMATION				
LEGEND: A - Appurtenant Easement E - Encumbering Easement R - Encumbering Easement (Road)				
Easement Reference	Purpose	Width (Metres)	Origin	Land Benefited/In Favour of
E-1	SEWERAGE	3	PS 803931Y/S5	YARRA VALLEY WATER CORPORATION
E-1	DRAINAGE	3	PS 803931Y/S5	WHITTLESEA CITY COUNCIL
E-2	DRAINAGE	3	THIS PLAN	WHITTLESEA CITY COUNCIL
E-2	SEWERAGE	3	THIS PLAN	YARRA VALLEY WATER CORPORATION
E-3	FOOTWAY	1	THIS PLAN	WHITTLESEA CITY COUNCIL
E-4	SEWERAGE	3	THIS PLAN	YARRA VALLEY WATER CORPORATION
RATHDOWNE ESTATE - STAGE 9 (40 LOTS)				AREA OF STAGE - 2.104ha
 414 La Trobe Street PO Box 16084 Melbourne Vic 8007 T 61 3 9993 7888 spiire.com.au		SURVEYORS FILE REF: 307230SV00		ORIGINAL SHEET SIZE: A3
		Digitally signed by: Mark Oswald Stansfield, Licensed Surveyor, Surveyor's Plan Version (9), 05/07/2022, SPEAR Ref: S155130C		SHEET 1 OF 5 Land Use Victoria Plan Registered 03:22 PM 16/08/2022 Assistant Registrar of Titles

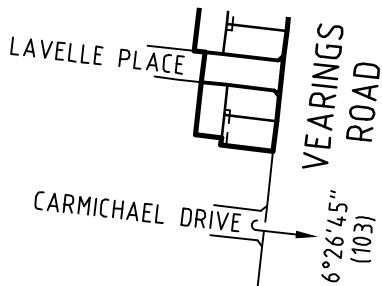


S8
(PART)
(22.34ha)
23.66ha

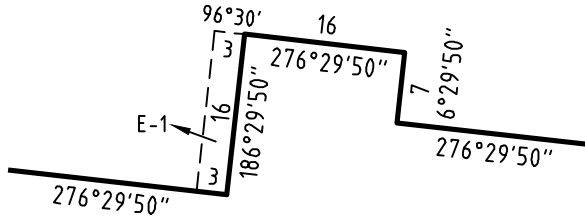


VEARINGS ROAD

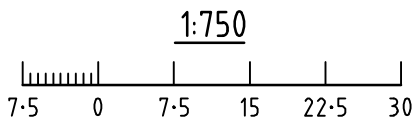
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S8 (PART)



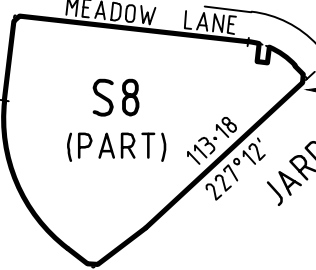
ENLARGEMENT



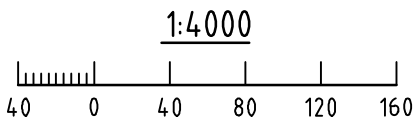
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SEE SHEET 3



CONTINUATION



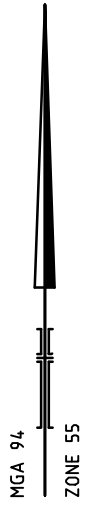
SURVEYOR'S FILE REF: 307230SV00	SCALE 1: 2500	<p>LENGTHS ARE IN METRES</p>	ORIGINAL SHEET SIZE: A3	SHEET 2
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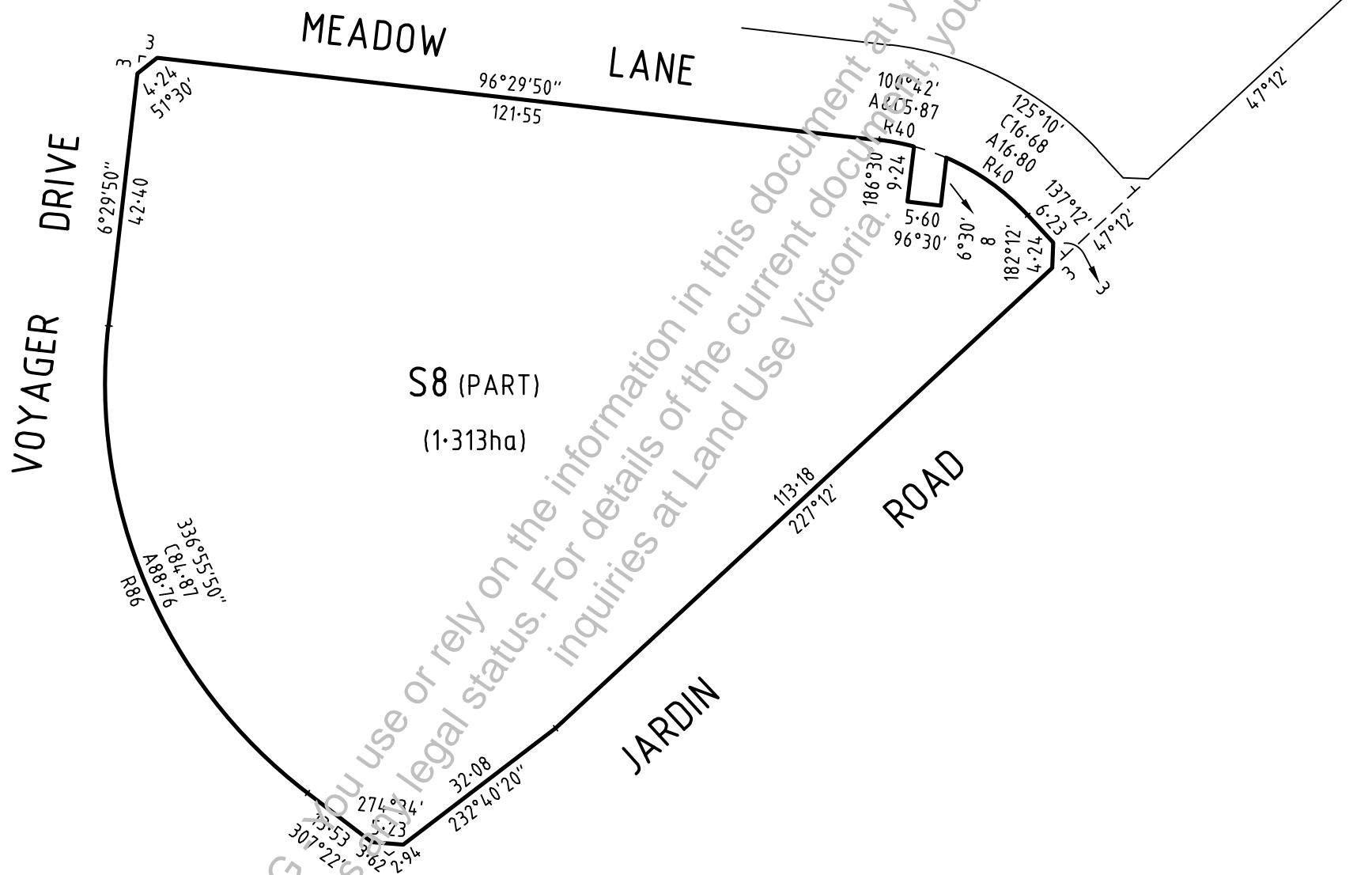
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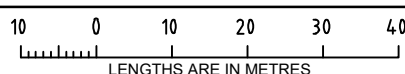


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SCALE
1: 1000



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SIZE: A3

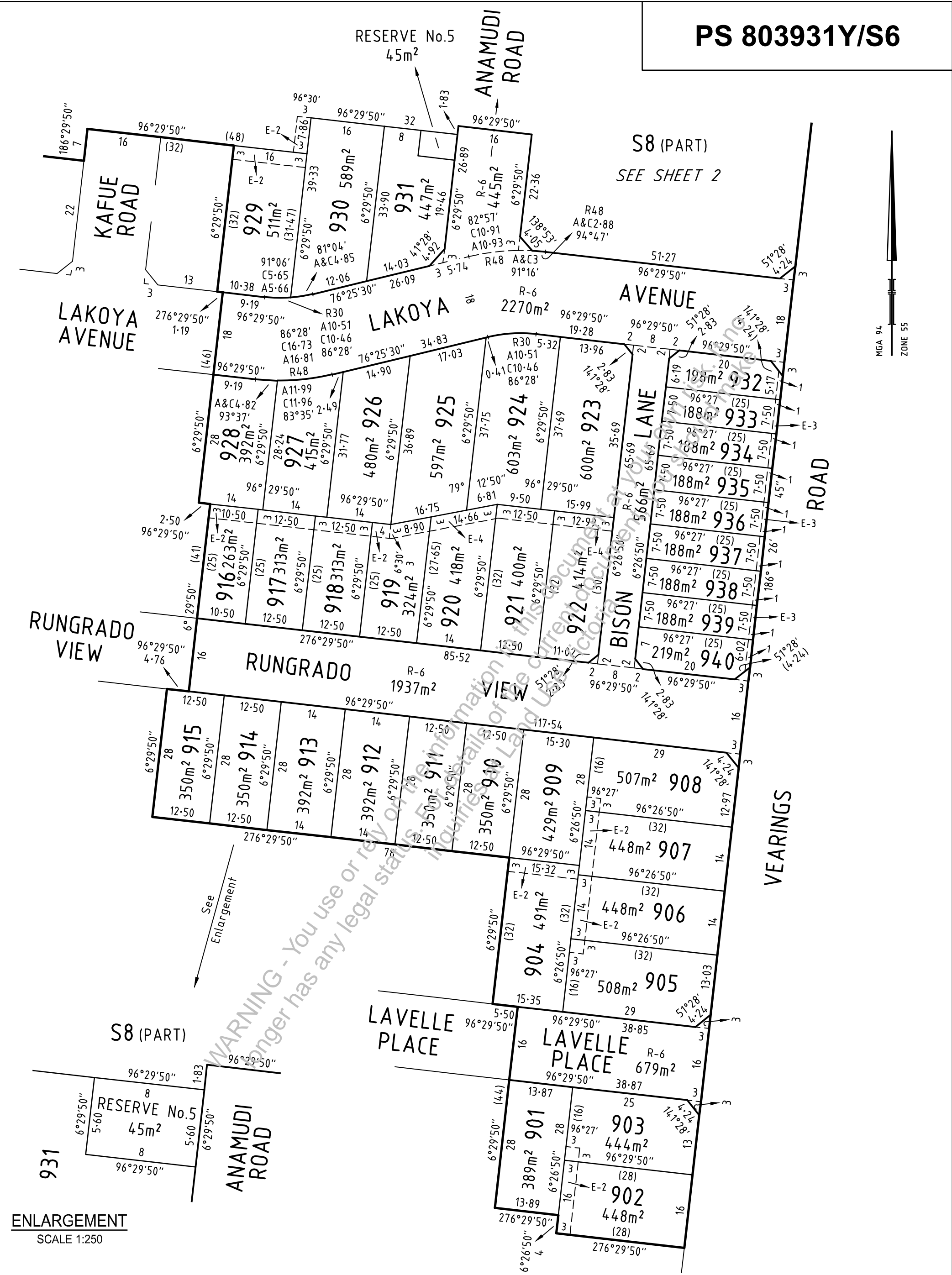
SHEET 3



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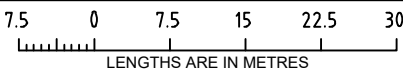
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ENLARGEMENT
SCALE 1:250

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SCALE
1: 750



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CREATION OF RESTRICTION No. 1

The following restriction is to be created upon registration of this plan.

Land to Benefit: Lots 901 to 940 (both inclusive)
Land to be Burdened: Lots 901 to 940 (both inclusive)

Description of Restriction:

The registered proprietor or proprietors for the time being of a lot on this plan of subdivision his/her heirs, executors, administrators and transferees shall not at any time on the said lot or any part or parts thereof;

- (i) Build or cause to be built or allow to be built or allow to remain more than one private dwelling (which expression shall include a house, apartment, unit or flat);
- (ii) Build or cause to be built or allow to be built or allow to remain a dwelling or any other improvements, or carry out cause to be carried out or allow to be carried out any building or construction works on the lot prior to 10 years from the date of registration of this plan unless:
 - (A) Copies of building plans, elevations, roof plan, site plan (incorporating setback from all boundaries, building envelope, existing contour, proposed finished floor levels and site levels, all proposed driveways and paths, details of fences and outbuildings and landscaping) and schedule of external colours and materials ("plans") have been submitted to the Design Assessment Panel, at the address in the Design Guidelines (as amended from time to time) or such other entity as may be nominated by the Design Assessment Panel from time to time;
 - (B) The plans comply with the Rathdowne Building Design Guidelines, a copy of which can be obtained from the Design Assessment Panel, at the address in the Design Guidelines (as amended from time to time);
 - (C) The Design Assessment Panel or such other entity as may be nominated by the Design Assessment Panel from time to time has given its written approval to the plans as being in accordance with the "Rathdowne Building Design Guidelines" prior to the commencement of works;
- (iii) Build or cause to be built or allow to remain any fencing:
 - (A) Along a front street boundary; and
 - (B) Between the front street boundary and the building line; and
 - (C) Upon a side or rear boundary of a lot except a fence:
 - (a) Which is constructed of timber palings with exposed posts capped across the top of the palings; and
 - (b) Which does not exceed 1.8 metres in height excluding a screen erected to meet the requirements of Part 4 of the Building Regulations 2006 in relation to overlooking
- (iv) Construct a dwelling on a lot presenting sideage adjoining any form of open space unless:
 - (A) The development consists of a double storey dwelling;
 - (B) The development includes passive surveillance features such as large windows and balconies at the first storey level overlooking the adjoining open space; and
 - (C) Any fencing of the front yard adjoining the open space is feature style, with a minimum 25% transparency and has a maximum height of 1.50 metres.
- (v) Construct a dwelling or commercial building on any lot unless the building incorporates dual plumbing for the use of recycled water in toilet flushing and garden watering.
- (vi) Build or erect any dwelling or structure other than a dwelling or structure which is built in accordance with Memorandum of Common Provisions registered in dealing number AA8599.

CREATION OF RESTRICTION No. 2

The following restriction is to be created upon registration of this plan for lots greater than 300m².

Land to Benefit: Lots 901 to 940 (both inclusive)
Land to be Burdened: Lots 901 to 915 and 917 to 931 (all inclusive)

Description of Restriction:

The registered proprietor or proprietors for the time being of any burdened lot on this Plan shall not:

- (vii) Construct the side wall of the first level of any dwelling on a corner lot less than 900 millimetres from the ground level wall that faces a side street.
- (iii) Construct any garage on a lot between 2.20 metres and 5 metres from the title boundary alignment at the front of the lot.
- (iii) Construct any garage other than a single garage where access is proposed from the lot frontage on a lot with a width of a 10 metres or less at the lot frontage.

CREATION OF RESTRICTION No. 3

The following restriction is to be created upon registration of this plan for lots less than 300m².

Land to Benefit: Lots 901 to 940 (both inclusive)
Land to be Burdened: Lots 916, 932 to 940 (both inclusive)

The registered proprietor or proprietors for the time being of any burdened lot on this plan in this restriction is a lot subject to the 'Small Lot Housing Code, November 2019' (Type A) must not build or permit to be built or remain on the lot any building or structure that has not been constructed in accordance with the 'Small Lot Housing Code, November 2019' (Type A) unless in accordance with a permit granted to construct a dwelling on the lot.

This restriction shall cease after the issue of a Certificate of Occupancy for the whole of the dwelling on the lot.

CREATION OF RESTRICTION No. 4

The following restriction is to be created upon registration of this plan.

Land to Benefit: Lots 901 to 940 (both inclusive)
Land to be Burdened: Lots 932 to 940 (both inclusive)

The registered proprietor or proprietors for the time being of any burdened lot on this plan shall not:

1. Remove, deface or modify the Drystone Wall along the eastern boundary of the lots.
2. Deny access to representatives of Whittlesea City Council to effect maintenance or repairs on the Drystone Wall along the eastern boundary of the lots.
3. Construct any fence within the footway easement designated E-3 on this plan.
4. Place any object that cannot be removed safely by a single person within the footway easement designated E-3 on this plan.
5. Plant or allow to grow any vegetation containing any spikes, thorns, barbs or similar parts, or which is more than 0.50 metres in height within the footway easement designated E-3 on this plan.

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OWNERS CORPORATION SCHEDULE

PS803931Y/S6

Owners Corporation No. 1

Plan No. PS803931Y

Land affected by Owners Corporation: All of the Lots in the table below

Common Property No.:

Limitations of Owners Corporation: Unlimited

Notations

Totals		
	Entitlement	Liability
This schedule	1400	401
Balance of existing OC	2250	2250
Overall Total	3650	2651

Lot Entitlement and Lot Liability

Lot	Entitlement	Liability	Lot	Entitlement	Liability	Lot	Entitlement	Liability	Lot	Entitlement	Liability
901	10	10									
902	10	10									
903	10	10									
904	10	10									
905	10	10									
906	10	10									
907	10	10									
908	10	10									
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938	10	10									
939	10	10									
940	10	10									
S8	1000	1									

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