PLAN OF SUBDIVISION PS904394L EDITION 1 **LOCATION OF LAND** WYNDHAM CITY COUNCIL **PARISH: TARNEIT TOWNSHIP: SECTION:** 15 **CROWN ALLOTMENT:** A (PART) VOL. TITLE REFERENCE: FOL. **PS904403N (LOT X) LAST PLAN REFERENCE: POSTAL ADDRESS:** 1135 LEAKES ROAD (at time of subdivision) **TARNEIT 3029 MGA CO-ORDINATES:** ZONE: 55 E: 292 440 (of approx centre of land N: 5 810 220 **GDA 94** in plan) **VESTING OF ROADS AND/OR RESERVES NOTATIONS IDENTIFIER** COUNCIL/BODY/PERSON LOTS 1 TO 300 (BOTH INCLUSIVE) HAVE BEEN OMITTED FROM THIS PLAN. ROAD R1 WYNDHAM CITY COUNCIL LOT E COMPRISES TWO PARTS. **RESERVE No.1** WYNDHAM CITY COUNCIL LOTS IN THIS PLAN MAY BE AFFECTED BY ONE OR MORE RESTRICTIONS. FOR DETAILS OF RESTRICTIONS INCLUDING BURDENED LOTS & BENEFITING LOTS, SEE CREATION OF RESTRICTIONS ON SHEET 5. **OTHER PURPOSES OF PLAN:** TO REMOVE THE SEWERAGE EASEMENTS CREATED AS E-1 PS902121K AND CONTAINED WITHIN SALTGRASS AVENUE ON THIS PLAN. **NOTATIONS** TO REMOVE THAT PART OF THE SEWERAGE AND DRAINAGE EASEMENT CREATED **DEPTH LIMITATION: DOES NOT APPLY** AS E-3 ON PS902121K AND CONTAINED WITHIN EVERBLOOM CRESCENT ON THIS This is a SPEAR plan. **PLAN STAGING: GROUNDS FOR REMOVAL OF EASEMENT:**

This is not a staged subdivision.
Planning Permit No. WYP11430/19.04

SURVEY:

This plan is based on survey.

This survey has been connected to permanent marks No(s). 218, 761, 762, 1296, 1541, 1542, 1593 & 1594 in Proclaimed Survey Area No. —

Estate: UNITY PARK Phase No.: 3 No. of Lots: 44 + Lot E PHASE AREA: 3.153ha

EASEMENT INFORMATION

AGREEMENT FROM ALL INTERESTED PARTIES SECTION 6(1)(K) SUBDIVISION ACT 1988

LEGEND: A - Appurtenant Easement E - Encumbering Easement or Condition in Crown Grant in the Nature of an Easement R - Encumbering Easement (Road)

Easement Reference	Purpose	Width (Metres)	Origin	Land Benefited/In Favour Of
E-2	SEWERAGE	SEE DIAG	PS848741B	CITY WEST WATER CORPORATION
E-3	SEWERAGE	SEE DIAG.	PS902121K	CITY WEST WATER CORPORATION
E-3	DRAINAGE	SEE DIAG.	PS902121K	WYNDHAM CITY COUNCIL



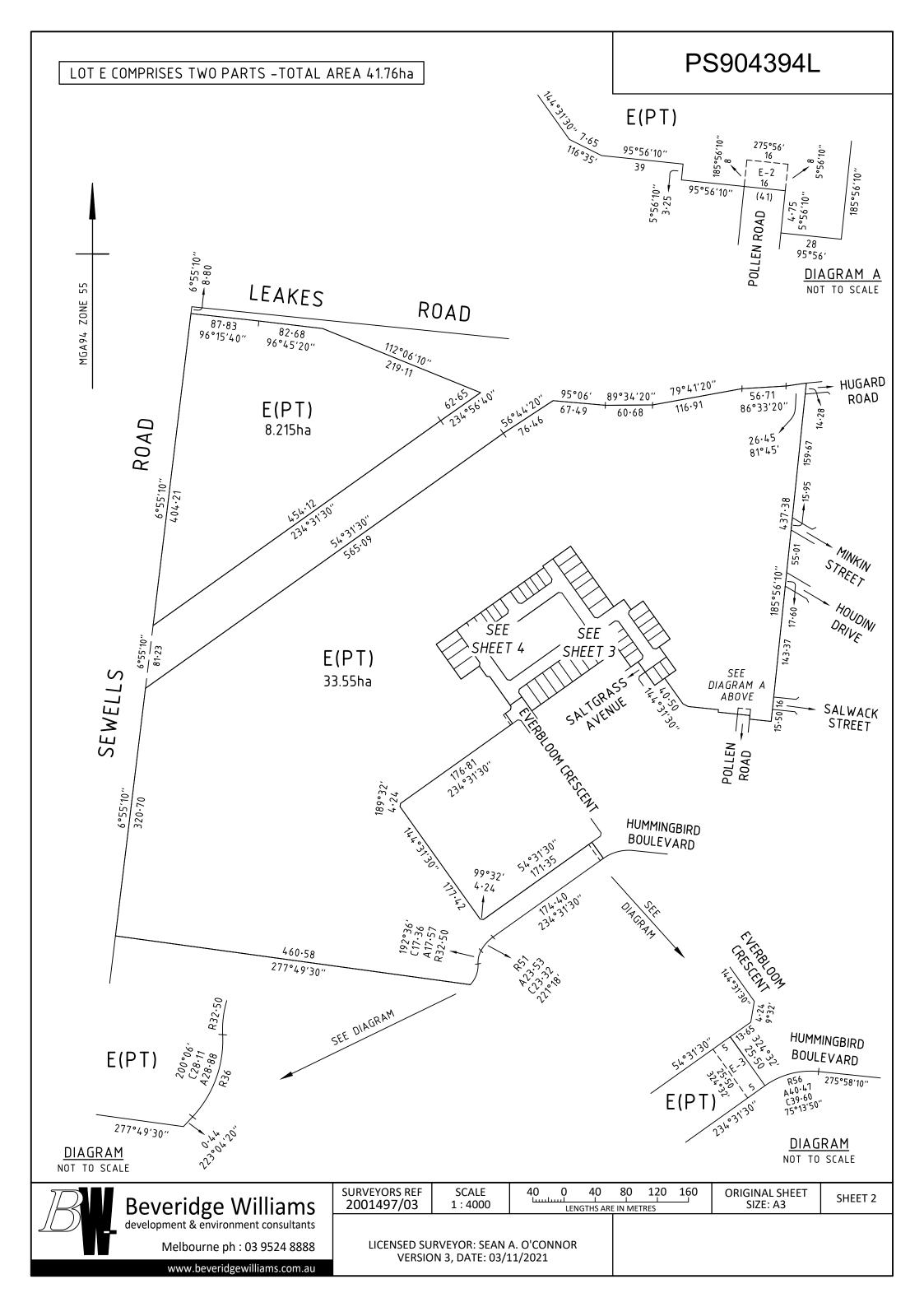
www.beveridgewilliams.com.au

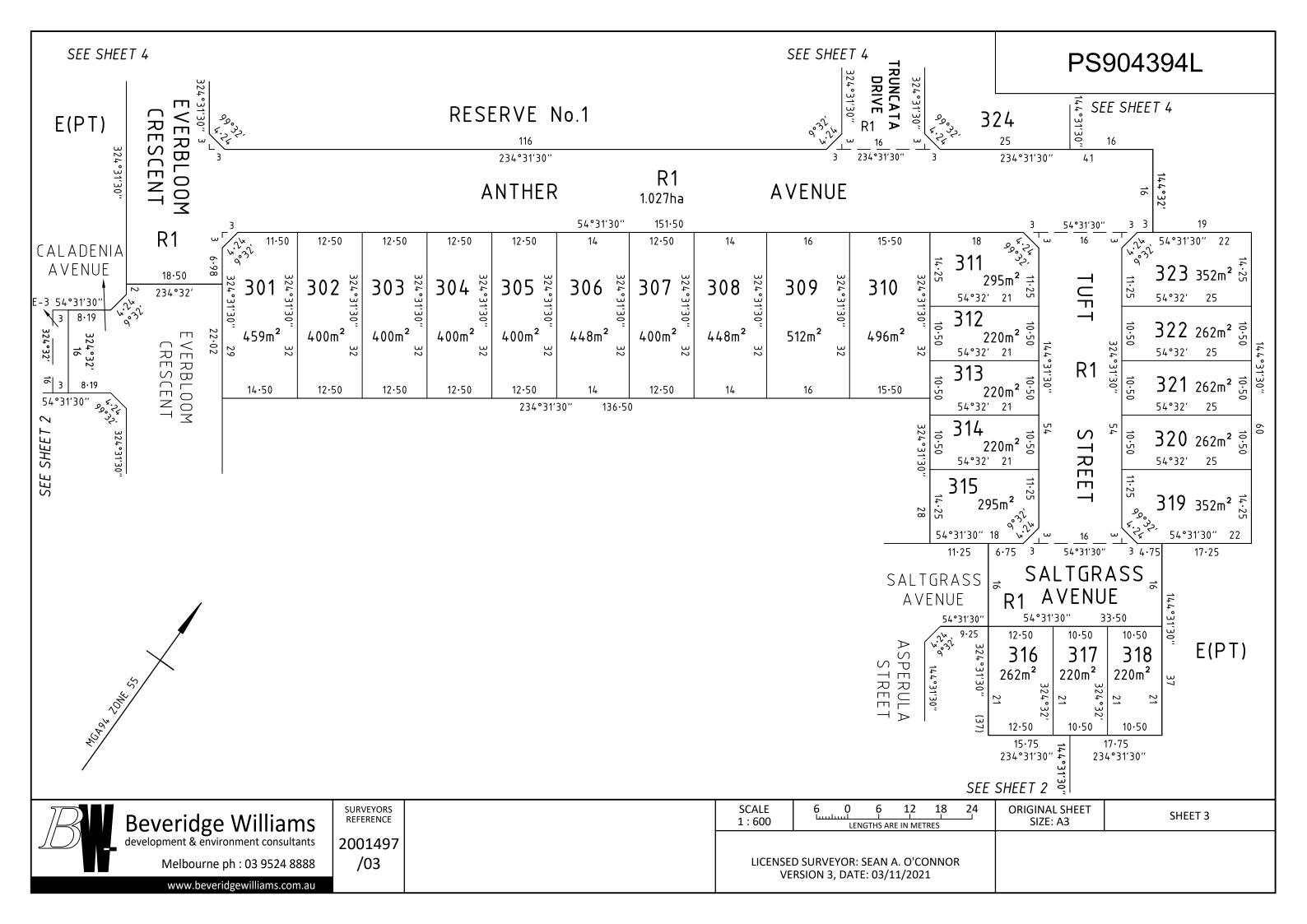
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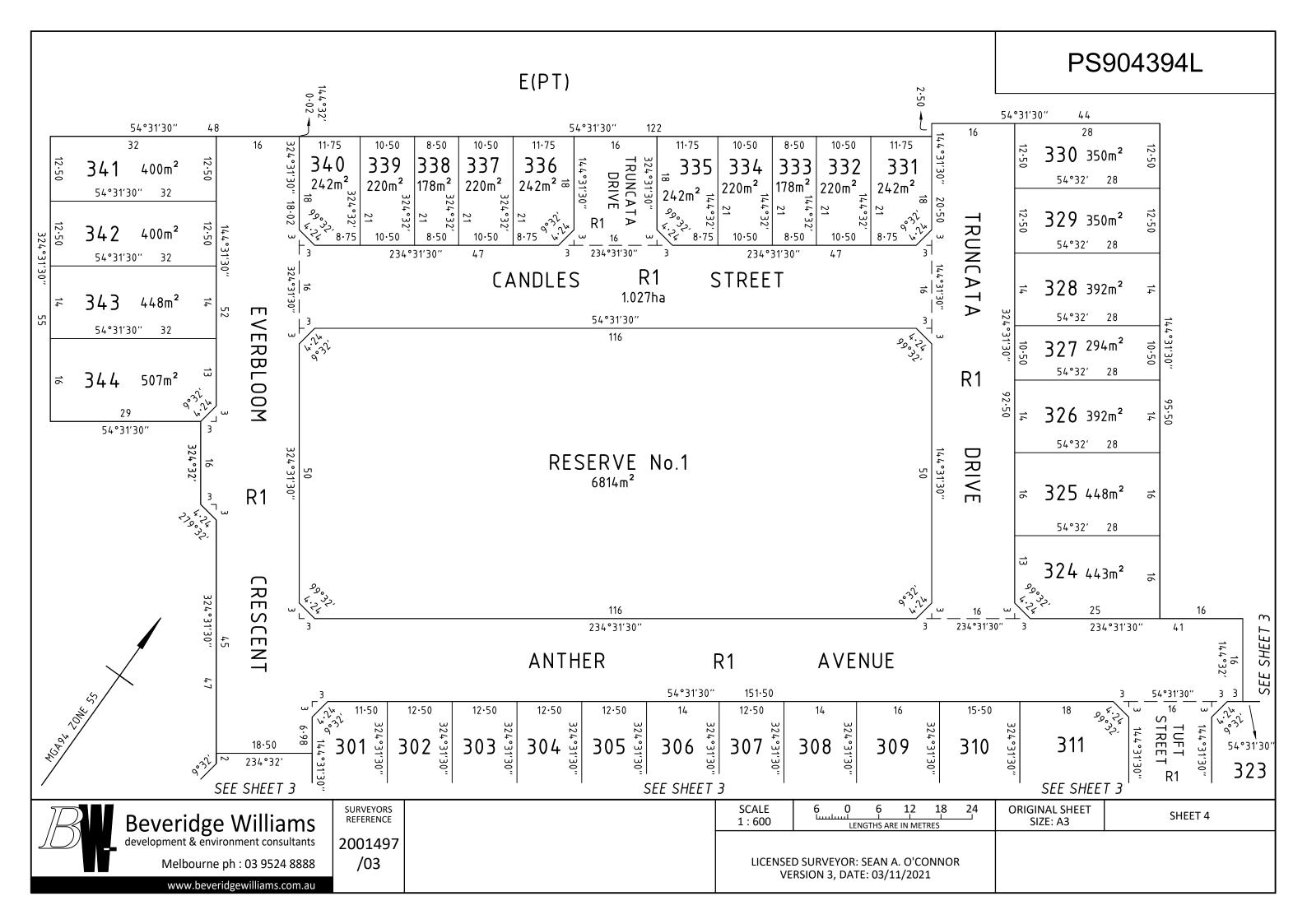
2001497/03 2001497-03-PS-V3.DWG ORIGINAL SHEET SIZE: A3

SHEET 1 OF 5

LICENSED SURVEYOR: SEAN A. O'CONNOR VERSION 3, DATE: 03/11/2021







PS904394L

SUBDIVISION ACT 1988

CREATION OF RESTRICTION 'A'

THE REGISTERED PROPRIETORS OF THE BURDENED LAND COVENANT WITH THE REGISTERED PROPRIETORS OF THE BENEFITED LAND AS SET OUT IN THE RESTRICTION WITH THE INTENT THAT THE BURDEN OF THE RESTRICTION RUNS WITH AND BINDS THE BURDENED LAND AND THE BENEFIT OF THE RESTRICTION IS ANNEXED TO AND RUNS WITH THE BENEFITED LAND.

LAND TO BENEFIT & TO BE BURDENED:

LOTS 301 TO 344 (BOTH INCLUSIVE)

DESCRIPTION OF RESTRICTION:

THE REGISTERED PROPRIETOR OR PROPRIETORS FOR THE TIME BEING OF ANY BURDENED LOT ON THIS PLAN MUST NOT BUILD OR PERMIT ANY OTHER PERSON UNDER ITS CONTROL OR DIRECTION TO:

- 1. CONSTRUCT OR ALLOW TO BE CONSTRUCTED ANY BUILDING, STRUCTURE OR FENCE OTHER THAN A BUILDING, STRUCTURE OR FENCE IN ACCORDANCE WITH THE LATEST COPY OF THE UNITY PARK ESTATE DESIGN GUIDELINES (INCLUDING ANY AMENDMENTS FROM TIME TO TIME) ENDORSED BY WYNDHAM CITY COUNCIL UNDER PLANNING PERMIT No: WYP11430/19.04
- 2. CONSTRUCT OR ALLOW TO BE CONSTRUCTED ANY DWELLING OUTSIDE A BUILDING ENVELOPE APPLIED TO A LOT ON THE BUILDING ENVELOPE PLAN ENDORSED UNDER PLANNING PERMIT No: WYP11430/19.04

A COPY OF THE ENDORSED UNITY PARK ESTATE DESIGN GUIDELINES AND BUILDING ENVELOPE PLAN ARE AVAILABLE AT: https://portal.beveridgewilliams.com.au

VARIATION:

OTHER THAN ENCROACHMENTS ALLOWED AS PER PART 5 OF THE BUILDING REGULATIONS 2018, ANY VARIATION TO THE ENDORSED BUILDING ENVELOPE PLAN OR CONSENT TO BUILD OUTSIDE THE ENDORSED BUILDING ENVELOPE PLAN FOR CONDITION 2 OF RESTRICTION 'A' WILL REQUIRE APPROVAL FROM THE WYNDHAM CITY COUNCIL AND DESIGN REVIEW COMMITTEE.

EXPIRY:

THIS RESTRICTION SHALL CEASE TO HAVE EFFECT TEN (10) YEARS AFTER THE DATE OF REGISTRATION OF THIS PLAN.

CREATION OF RESTRICTION 'B'

THE REGISTERED PROPRIETORS OF THE BURDENED LAND COVENANT WITH THE REGISTERED PROPRIETORS OF THE BENEFITED LAND AS SET OUT IN THE RESTRICTION WITH THE INTENT THAT THE BURDEN OF THE RESTRICTION RUNS WITH AND BINDS THE BURDENED LAND AND THE BENEFIT OF THE RESTRICTION IS ANNEXED TO AND RUNS WITH THE BENEFITED LAND.

LAND TO BENEFIT & TO BE BURDENED:

LOTS 311 TO 318 (BOTH INCLUSIVE), 320 TO 322 (BOTH INCLUSIVE), 327 AND 331 TO 340 (BOTH INCLUSIVE).

DESCRIPTION OF RESTRICTION:

THE REGISTERED PROPRIETOR OR PROPRIETORS FOR THE TIME BEING OF ANY BURDENED LOT ON THIS PLAN OF SUBDIVISION SHALL NOT AT ANY TIME ON THE SAID LOT OR ANY PARTS THEREOF:

 CONSTRUCT OR EXTEND ANY DWELLING OR ALLOW THE CONSTRUCTION OR EXTENSION OF ANY DWELLING THAT DOES NOT COMPLY WITH "TYPE A" OF THE SMALL LOT HOUSING CODE AS INCORPORATED INTO THE WYNDHAM CITY COUNCIL PLANNING SCHEME UNLESS THE CONSTRUCTION OR EXTENSION OF ANY DWELLING HAS BEEN APPROVED BY THE RESPONSIBLE AUTHORITY UNDER THE RELEVANT PLANNING REGULATIONS.

EXPIRY:

THIS RESTRICTION SHALL CEASE TO HAVE EFFECT TEN (10) YEARS AFTER THE DATE OF REGISTRATION OF THIS PLAN.

www.beveridgewilliams.com.au

SURVEYORS REF 2001497/03

ORIGINAL SHEET SIZE: A3

SHEET 5