# 6.2.13 Mixed Use Zone Code



# 6.2.13.1 Application

This code applies to development:

- (1) within the Mixed Use Zone as identified on the zone maps contained in **Schedule 2 Mapping**; and
- (2) identified as requiring assessment against the Mixed Use Zone Code by the tables of assessment in **Part 5 Tables of Assessment**.

## 6.2.13.2 Purpose and Overall Outcomes

- (1) The purpose of the Mixed Use Zone is to provide for a variety of uses and activities, including, for example, business, residential, retail, service industry, tourist accommodation or low impact industrial uses or activities.
- (2) The purpose of the **Mixed Use Zone Code (Where no precinct applies)** will be achieved through the following overall outcomes:

## (a) Development:

- (i) facilitates a mix of activities that may include business, non-convenience retail, cafes and dining, residential, recreation and tourist uses to integrate with and support the centres of the region;
- (ii) is subordinate to and does not detract from the role and function of the centres of the region, which accommodates the convenience and higher order retailing needs of the community;
- (iii) contributes to place making and provides a high level of streetscape amenity;
- (b) Land uses:
  - (i) include a range of commercial activities excluding Shops and Shopping centres where involving convenience retail, supermarket, full-line supermarket, department store or discount department store, which are intended to occur in the larger centres of the centre hierarchy;
  - (ii) include Dwelling unit, where located above the ground storey or behind a Commercial activity;
  - (iii)include *Multiple dwellings*, *Residential care facilities* and *Retirement facilities* to provide a range of housing options to meet the needs of the community where:
    - (A) compatible with the height and scale of adjacent development;
    - (B)a high level of residential amenity is achieved; and
    - (C)the operations of nearby commercial, community services, tourist or recreational activities are not compromised;
  - (iv)provide for a range of community services activities needed to cater for the social, cultural and lifestyle needs of the community;
  - (v) include:

- (A)the uses listed as a consistent use in column 1 of Table 6.2.13.2.1 Consistent Uses and Potentially Consistent Uses in the Mixed Use Zone (Where no precinct applies); or
- (B) the uses listed as potentially consistent uses in column 2 of Table 6.2.13.2.1 Consistent Uses and Potentially Consistent Uses in the Mixed Use Zone (Where no precinct applies) where further assessment has determined that the use is appropriate in the zone having regard to such matters as its location, impact, scale and intensity, built form and consistency with the character of the zone;
- (vi)where not listed in Table 6.2.13.2.1 Consistent Uses and Potentially Consistent Uses in the Mixed Use Zone (Where no precinct applies) are inconsistent uses and are not intended to occur in the zone;

# (c) Character:

- (i) involves development that provides for attractive and functional buildings that addresses and contributes to the visual amenity of the streetscape and public spaces;
- (ii) where involving *residential activities*, is a low rise and a low-medium residential density environment that provides a high level of residential amenity and convenient access to a range of shopping, community and other local services.

## (d) Built form for non-residential activities:

- (i) is small to medium scale, low-rise and compatible with the building height of nearby development;
- (ii) enhances the streetscape character of the centre by:
  - (A)locating buildings close to the street, creating a 'main street' appearance;
  - (B)locating and designing buildings to address the street and public spaces;
  - (C)locating on-site car parking behind and/or to the side of buildings; and
  - (D)designing attractive building facades and roof form;
- (iii)provides a safe pedestrian experience by incorporating design elements that promote opportunities for casual surveillance of streets and public spaces;
- (iv)ensure outdoor storage, utility, service and loading areas are hidden from public view to maintain the amenity of the street and public spaces, and residential activities;
- (v) does not detract from the amenity of *residential activities* and *residential zones*;

## (e) Built form for residential activities:

- (i) is low rise and of a low-medium residential density;
- (ii) enhances the streetscape character of the area by:
  - (A)designing buildings to address the street frontage and public spaces and provide opportunities for casual surveillance;
  - (B)setting buildings back from the road frontage;
- (iii) is compatible with adjacent development in terms of height, scale and intensity;

## (f) Lot design:

(i) supports the mix of uses envisaged in the zone.

# Table 6.2.13.2.1 - Consistent Uses and Potentially Consistent Uses in the Mixed Use Zone (Where no precinct applies)

Column 1 Consistent Uses	Column 2 Potentially Consistent Uses	
Commercial Activities		
Adult store Agricultural supplies store Bar Car wash (where not located on Tamborine Mountain) Food and drink outlet (where not involving a drive through facility on Tamborine Mountain)	Car wash* Hotel Theatre	

Column 1	Column 2
Column 1 Consistent Uses	
	Potentially Consistent Uses
Function facility	
Funeral parlour	
Garden centre	
Hardware and trade supplies	
Health care service	
Market	
Office	
Outdoor sales	
Parking station	
Service industry	
Service station (where not located on	
Tamborine Mountain)	
Shop (where not involving a supermarket, full-	
line supermarket, department store, discount	
department store, convenience retail)	
Shopping Centre (where not involving a	
supermarket, full-line supermarket, department	
store, discount department store, convenience	
retail)	
Showroom	
Veterinary service	
Residential Activities	
Dwelling unit (where located above the ground	Multiple dwelling*
storey of a <i>commercial activity</i> )	Rooming accommodation
Home based business (if not involving Industrial	Residential care facility*
activities other than <i>minor industrial activities</i> )	Retirement facility*
Multiple dwelling (where not exceeding 6	Remement facility
dwellings)	
Residential care facility (where involving 10	
bedrooms or less)	
Retirement facility (where involving 10	
bedrooms or less)	
Tourism Activities	
Short term accommodation	Tourist attraction
	Tourist park
Community Services Activities	
Child care centre	Hospital
Club	Place of worship
Community care centre	
Community use	
Educational establishment	
Emergency services	
Infrastructure Activities	
Major electricity infrastructure (where proposed	Major electricity infrastructure*
as underground infrastructure)	.,
Substation	
Telecommunications facility	
Utility installation (where a minor utility	
installation)	
Recreation Activities	
Indoor sport and recreation Park	
ιαιλ	* other than as specified in column 1

\* other than as specified in column 1

(3) The purpose of the **Mixed Use Zone Code - Commercial Industrial Precinct** will be achieved through the following overall outcomes:

# (a) Development:

- (i) facilitates a mix of activities that may include business, non-convenience retailing, cafes and dining, lower impacting industrial uses and recreation uses to integrate with and support the centres of the region;
- (ii) is subordinate to and does not detract from the role and function of the centres of the region, which accommodates the convenience and higher order retailing needs of the community;
- (iii) contributes to place making and provides a high level of streetscape amenity;

# (b) Land uses:

- (i) include a range of commercial activities excluding Shops and Shopping centres where involving convenience retail, supermarket, full-line supermarket, department store or discount department store, which are intended to occur in the larger centres of the centre hierarchy;
- (ii) can include lower impacting industries where impacts on the amenity of adjacent land in a *residential zone* is avoided;
- (iii)do not involve *residential activities* (other than *Caretakers accommodation*) and *tourist activities*;
- (iv)are limited to:
  - (A)the uses listed as a consistent use in column 1 of Table 6.2.13.2.2 Consistent Uses and Potentially Consistent uses in the Mixed Use Zone - Commercial Industrial Precinct; or
  - (B) the uses listed as potentially consistent uses in column 2 of Table 6.2.13.2.2 Consistent Uses and Potentially Consistent Uses in the Mixed Use Zone -Commercial Industrial Precinct where further assessment has determined that the use is appropriate in the zone having regard to such matters as its location, impact, scale and intensity, built form and consistency with the character of the Precinct;
- (v) where not listed in Table 6.2.13.2.2 Consistent Uses and Potentially Consistent Uses in the Mixed Use Zone - Commercial Industrial Precinct are inconsistent uses and are not intended to occur in the zone;

## (c) Character:

- (i) involves development that provides for attractive and functional buildings that addresses and contributes to the visual amenity of the streetscape and public spaces;
- (ii) is a predominately low-rise and low to medium intensity mixed use setting;
- (iii)where located in Canungra, provides for *commercial activities* and *community services activities* along Finch Road;
- (iv)where involving *industrial activities*, provides landscaping that enhance the appearance of buildings, structures, outdoor storage and car park areas when viewed from the street or a public space;
- (v) where in Canungra, involves development compatible with the existing rural village character by incorporating design elements found in existing traditional buildings such as similar roof form, materials, scale and setbacks;
- (vi)where in Kalbar, involves development compatible with the existing rural village and historical character by incorporating design elements found in existing traditional buildings such as similar roof form, materials, scale and setbacks.

## (d) Built form:

- (i) is small to medium scale, low-rise and compatible with the building height of nearby development;
- (ii) enhances the streetscape character of the centre by:
  - (A)locating buildings close to the street, creating a 'main street' appearance;
  - (B)locating and designing buildings to address the street and public spaces;
  - (C)locating on-site car parking behind and/or to the side of buildings; and
  - (D)designing attractive building facades and roof form;

- (iii)provides a safe pedestrian experience by incorporating design elements that promote opportunities for casual surveillance of streets and public spaces;
- (iv)ensure outdoor storage, utility, service and loading areas are hidden from public view to maintain the amenity of the street and public spaces, and *residential activities*;
- (v) where involving industrial activities, provides for well-designed and articulated building facades where addressing the street and public spaces;
- (vi)does not detract from the amenity of nearby residential activities and residential zones;

## (e) Lot design:

(i) supports the mix of uses envisaged in the zone.

# Table 6.2.13.2.2 - Consistent Uses and Potentially Consistent Uses in the Mixed Use Zone - Commercial Industrial Precinct

Commercial Industrial Precinct	
Column 1	Column 2
Consistent Uses	Potentially Consistent Uses
Commercial Activities	
Adult store	Car wash*
Agricultural supplies store	Hotel
Bar	Theatre
Car wash (where not located on Tamborine	
Mountain)	
Food and drink outlet (where not involving a	
drive through facility on Tamborine Mountain)	
Function facility	
Funeral parlour	
Garden centre	
Hardware and trade supplies	
Health care service	
Market Office	
Outdoor sales	
Parking station	
Service industry	
Service station (where not located on	
Tamborine Mountain)	
Shop (where not involving a supermarket, full-	
line supermarket, department store, discount	
department store, convenience retail)	
Shopping Centre (where not involving a	
supermarket, full-line supermarket, department	
store, discount department store, convenience	
retail)	
Showroom	
Veterinary service	
Industrial Activities	
Bulk landscape supplies	
Low impact industry	
Research and technology industry	
Transport depot	
Warehouse	
Residential Activities	
Caretaker's accommodation	
Community Services Activities	
Club	Child care centre
Community care centre	Hospital
Community use	Place of worship
Educational establishment	
Emergency services	

Column 1 Consistent Uses	Column 2 Potentially Consistent Uses
Infrastructure Activities	
<i>Air service</i> (where on Lot 142 RP182609) <i>Major electricity infrastructure</i> (where proposed as underground infrastructure) <i>Substation</i> <i>Telecommunications facility</i> <i>Utility installation</i> (where a <i>minor utility</i> <i>installation</i> )	Major electricity infrastructure*
Recreation Activities	
Indoor sport and recreation Park	
	* other than as specified in column 1

# 6.2.13.3 Assessment Benchmarks

# Table 6.2.13.3.1 - Assessable Development for Mixed Use Zone (Where no precinct applies)

Performance Outcomes	Acceptable Outco	mes	
Setbacks			
<ul> <li>PO1 Building setbacks: <ul> <li>(1) contribute to the streetscape character and where involving non-residential activities, create a 'main street' appearance;</li> <li>(2) assist in creating a walkable centre;</li> <li>(3) assist in the protection of adjacent land in a residential zone; and</li> <li>(4) allow for access and landscaping around the</li> </ul></li></ul>	AO1 Buildings are setback as follows: Setback Minimum Distances Measured in		
	Metres (m)       Street frontage for residential activities     6m       Street frontage for     0m (Maximum 1.5m)	5m)	
building.	other uses Side and rear boundary for	nd rear Building Setback	Setback
<b>Note</b> - Where setbacks are required in this code or other codes, the higher numerical standard prevails.	residential	Up to 4.5m	,
	activities	For that part between 4.5m – 7.5m	2.0m
		For that part exceeding 7.5m	added for every 3m in height or part thereof over
	Side and rear boundary for non-	Building Height	Setback
	residential	Up to 4.5m	2m
	activities adjoining a lot in a residential zone)	For that part between 4.5m - 7.5m	2.5m
		For that part exceeding 7.5m	An extra 0.5 is added for every 3m in height or part thereof over 7.5m
Height	<b>Note</b> - Where setbacks higher numerical standa		code or other codes, the

#### Height

Performance Outcomes	Acceptable Outcomes
<ul> <li>PO2</li> <li>Development is of a height that:</li> <li>(1) is low-rise; and</li> <li>(2) does not impact on the amenity of adjacent land in a <i>residential zone</i>.</li> </ul>	<b>AO2</b> Development does not exceed 2 storeys and a maximum height of 8.5m.
Residential Density	
<ul> <li>PO3</li> <li>Development involving a <i>Multiple dwelling</i>:</li> <li>(1) is consistent with the low-medium residential density character of the zone; and</li> <li>(2) provides diversity in housing options for a variety of household types.</li> </ul>	AO3 Development involving a <i>Multiple dwelling</i> has the following minimum land area requirements: (1) 300m <sup>2</sup> for each 3 or more bedroom unit; (2) 270m <sup>2</sup> for each 2 bedroom unit; and (3) 250m <sup>2</sup> for each 1 bedroom unit.
Built Form and Urban Design	
<ul> <li>PO4 Non-residential development presents an attractive and active frontage to all streets and public spaces, and enhances the character of the zone through: (1) ensuring buildings address the street and public spaces; (2) ensuring buildings are visually interesting through articulation and variation to the external appearance; (3) providing opportunities for casual surveillance; and (4) clearly defined building entrances.</li> </ul>	<b>AO4.1</b> Buildings are designed to address the street and public spaces.
	<ul> <li>AO4.2 <ul> <li>A minimum of 65% of the ground floor facade is windowed.</li> </ul> </li> <li>AO4.3 <ul> <li>The unarticulated length of any external wall along the street frontage or where buildings front a public space does not exceed 10m.</li> </ul> </li> </ul>
	<ul> <li>AO4.4</li> <li>Buildings achieve visual interest and articulation through a combination of the following:</li> <li>(1) variation in the horizontal plane through the use of recesses, columns or blades;</li> <li>(2) variation in parapet design or roof form;</li> <li>(3) variation in colour, patterns, textures or building materials and composition; and</li> <li>(4) canopies, awnings or projections.</li> </ul>
	<b>AO4.5</b> Buildings include windows and balconies that overlook the street and public spaces to provide opportunities for casual surveillance.
	AO4.6 Building entrances are clearly visible from the street.
<ul> <li>PO5</li> <li>Non-residential development:</li> <li>(1) avoids large areas of hard stand addressing streets and public spaces; and</li> <li>(2) locates parking areas behind and/or to the side of buildings.</li> </ul>	AO5 No Acceptable Outcome is prescribed.
Amenity	<u> </u>
PO6 Outdoor storage, utility, service and loading areas are screened so they are not visible from: (1) the street and public spaces; and	AO6 No Acceptable Outcome is prescribed.

Performance Outcomes	Acceptable Outcomes
(2) <i>residential activities</i> and adjacent land in a <i>residential zone</i> .	
<ul> <li>P07</li> <li>Development involving non-residential activities:</li> <li>(1) does not detract from the amenity of adjoining <i>residential activities</i> or adjoining land in a <i>residential zone</i>; and</li> <li>(2) affords privacy to adjoining <i>residential activities</i> or adjoining land in a <i>residential activities</i> or adjoining land in a <i>residential zone</i>.</li> </ul>	<ul> <li>A07 Development involving non-residential activities and adjoining a <i>residential activity</i> or land in a <i>residential zone</i>: <ol> <li>development provides buffer landscaping with a minimum width of 2m or solid fencing 1.8m high along the common boundary; and</li> <li>development screens or obscures any window 1.8m above ground level that has a direct view of land in a <i>residential zone</i>.</li> </ol></li></ul>
<b>PO8</b> Landscaping is provided to enhance the streetscape character where buildings are setback from the street or a public space.	<b>AO8</b> Where development is setback from the street or a public space, <i>aesthetic landscaping</i> with a minimum width of 1m is provided along the boundaries, forward of the building.
Land Uses	
<ul> <li>PO9 Development involving <i>Multiple dwellings</i>, <i>Residential care facilities</i> and <i>Retirement facilities</i>: <ol> <li>ensure buildings address the street and public spaces;</li> <li>complements the height and scale of adjacent residential activities;</li> <li>ensures buildings are setback from adjoining premises to maintain a sense of openness and space around buildings and to maintain privacy to adjoining residences; and</li> <li>locate any open space and private open space areas along the site boundary where adjoining non-residential activities. </li> </ol></li></ul>	AO9 No Acceptable Outcome is prescribed.
Reconfiguration of a Lot	
<b>PO10</b> Reconfiguring a lot creates lots of an appropriate size, dimension and configuration to accommodate land uses consistent with the purpose and overall outcomes of the zone.	AO10 Reconfiguring a lot complies with the standards in Table 9.4.6.3.2 - Minimum Lot Size and Design.

# Table 6.2.13.3.2 — Assessable Development for Mixed Use Zone - Commercial Industrial Precinct

Performance Outcomes	Acceptable Outcomes
Setbacks	

Performance Outcomes	Acceptable Outcomes		
<ul> <li>PO1 Building setbacks: <ul> <li>(1) contribute to the streetscape character and a 'main street' appearance;</li> <li>(2) assist in creating a walkable centre;</li> <li>(3) assist in the protection of adjacent amenity, particularly where development adjoins a <i>residential zone</i>; and</li> <li>(4) allow for access and landscaping around the building.</li> </ul> </li> <li>Note - Where setbacks are required in this code or other codes, the higher numerical standard prevails.</li> </ul>	AO1.1 Building setbacks are		
	Setback	Minimum Distances Measured in Metres (m)	
	Street frontage Side and rear	0m (Maximun Building	n 1.5m) Setback
	boundary (where sharing a boundary with a lot that has a <i>residential zone</i> )	Height Up to 4.5m	3m
		For that part between 4.5m - 7.5m For that part exceeding 7.5m	5m An extra 0.5m is added for every 3m in height or part thereof over 7.5m
	<b>Note</b> - Where setbacks are higher numerical standard		code or other codes, the
Height PO2	A02		
<ul> <li>Development is of a height that:</li> <li>(1) is low-rise;</li> <li>(2) compatible with the building height of nearby development; and</li> <li>(3) does impact on the amenity of adjacent land in a <i>residential zone</i>.</li> </ul>	Development does no maximum height of 8.		reys and a
Built Form and Urban Design	1		
<ul> <li>PO3</li> <li>Development presents an attractive and active frontage to all streets and public spaces, and enhances the desired character of the area through: (1) ensuring buildings address the street and public spaces;</li> <li>(2) ensuring buildings are visually interesting through articulation and variation to the external appearance;</li> <li>(3) providing opportunities for casual surveillance;</li> <li>(4) clearly defined building entrances.</li> </ul>	AO3.1 Buildings are designe spaces.	d to address th	ne street and public
	AO3.2 A minimum of 65% of the ground floor facade is windowed.		
	AO3.3 The unarticulated leng street frontage or whe does not exceed 10m	ere buildings fro	
	AO3.4 Buildings achieve visu through a combination (1) variation in the hor recesses, columns (2) variation in parape (3) variation in colour, materials; and (4) canopies, awnings	n of the followi rizontal plane t s or blades; et design or roc patterns, textu	ng: hrough the use of of form; ures or building
	AO3.5 Buildings include wind the street and public s for casual surveillance	spaces to prov	

Performance Outcomes	Acceptable Outcomes
	<b>AO3.6</b> Building entrances are clearly visible from the street.
<ul> <li>PO4 Development: <ul> <li>(1) avoids large areas of hard stand addressing streets and public spaces; and</li> <li>(2) locates parking areas behind and/or to the side of buildings.</li> </ul></li></ul>	AO4 No Acceptable Outcome is prescribed.
<ul> <li>PO5</li> <li>Where located in Canungra, buildings are designed to contribute to the existing rural village character by using design elements found in existing traditional buildings, including: <ol> <li>similar roof form and parapet design;</li> <li>use of complementary materials, colours, patterns and textures;</li> <li>similar bulk and scale; and</li> <li>little to no front boundary setback.</li> </ol> </li> </ul>	A05 No Acceptable Outcome is prescribed.
Amenity	
<b>P06</b> Outdoor storage, utility, service and loading areas are screened so they are not visible from: (1) the street and public spaces; and (2) land in a neighbouring <i>residential zone</i> .	AO6 No Acceptable Outcome is prescribed.
<ul> <li>PO7</li> <li>Development: <ol> <li>does not detract from the amenity of adjoining <i>residential activities</i> or adjoining land in a <i>residential zone</i>; and</li> <li>affords privacy where the adjoining <i>residential activities</i> or land in a <i>residential zone</i>.</li> </ol> </li> </ul>	<ul> <li>A07</li> <li>Where adjoining land in a <i>residential zone</i> or a <i>residential activity</i>:</li> <li>(1) development provides <i>buffer landscaping</i> with a minimum width of 2 metres or solid fencing 1.8m high along the common boundary; and</li> <li>(2) development screens or obscures any window 1.8m above ground level that has a direct view of land in a <i>residential zone</i>.</li> </ul>
<b>PO8</b> Landscaping is provided to enhance the streetscape character where buildings are set back from the street or a public space.	<b>AO8</b> Where development is setback from the street or a public space, <i>aesthetic landscaping</i> with a minimum width of 1m is provided along the boundaries, forward of the building.
Land Uses	
<b>PO9</b> Development involving <i>industrial activities</i> are established where they do not detract from the character and amenity of the zone and adjacent land in a <i>residential zone</i> .	AO9 No Acceptable Outcome is prescribed.
Reconfiguration of a Lot	
<ul> <li>PO10</li> <li>Reconfiguring a lot:</li> <li>(1) creates lots of an appropriate size, dimension and configuration to accommodate land uses</li> </ul>	AO10 Reconfiguring a lot complies with the standards in Table 9.4.6.3.2 - Minimum Lot Size and Design.

Performance Outcomes	Acceptable Outcomes
<ul> <li>consistent with the purpose and overall outcomes of the zone; and</li> <li>(2) for an <i>industrial activity</i>, is of a size and configuration to minimise conflicts with adjacent <i>residential activities</i> and <i>residential zones</i>.</li> </ul>	