

Planning and Amenity Delegated Committee Meeting

Council Chamber
Civic Centre – Boxshall Street Brighton

Wednesday 15 February 2023
at 6.30pm



Minutes

PRESENT:

Chairperson: Cr Hanna El Moullem (Mayor)

Councillors: Cr Sonia Castelli
Cr Alex del Porto
Cr Laurence Evans OAM
Cr Clarke Martin
Cr Fiona Stiffold

Officers: Matthew Cripps – Director City Planning and Amenity
Terry Callant – Manager Governance
John Coates – Manager Development Services
Anthony Jacobs – Acting Manager Urban Strategy
James Roscoe – Manager Climate Waste and Integrated Transport
Pat Dunne – Investigations Coordinator
Ronan Hamill – Principal Statutory Planner (Arborist)
Robert Lamb – Governance Officer
Sally McLennan – Place Maker

Table of Contents

Prayer

Acknowledgement of Country

- 1. Apologies
- 2. Disclosure of Conflict of Interest of any Councillor
- 3. Adoption and Confirmation of the minutes of previous meeting
- 4. Matters of Decision
 - 4.1 Hamlet Street, Cheltenham - On-Street Parking Review..... 6
 - 4.2 48 Morey Road, Beaumaris - Local Law Tree Removal Application 7
 - 4.3 75 Dalgetty Road, Beaumaris - Local Law Tree Removal Application..... 8
 - 4.4 5 Te Hongi Court, Beaumaris - Local Law Tree Removal Application..... 9
 - 4.5 18 Clonmore Street, Beaumaris - Local Law Tree Removal Application..... 10
 - 4.6 286 Bay Street, Brighton (Hotel Brighton) - Parklet application. 11
 - 4.7 212 Bay Street, Brighton (The Deck) - Parklet Application..... 12
 - 4.8 364–366 Bay Street, Brighton (Rocksalt) - Parklet Application.. 13
 - 4.9 299 Bay Street, Brighton (Hecho en Mexico) - Parklet Application 14
 - 4.10 1/305 Bay Street, Brighton (Too Many Chiefs) - Parklet Application 15
 - 4.11 386 Bay Street, Brighton (Zeppelin) - Parklet Application 16
 - 4.12 66 Station Street, Sandringham (Ammos Greek Tavern) - Parklet Application..... 17
 - 4.13 39 Melrose Street, Sandringham (Sidebar) - Parklet Application 18
 - 4.14 370 Hampton Street, Hampton (Paperboy Coffee Bar) - Parklet Application..... 19

In the absence of the Chair, Cr Samuel King, the Governance Manager declared the Planning and Amenity Delegated Committee Meeting open at 6.30pm and called for a motion to nominate a Chair for the Meeting.

Moved: Cr del Porto

Seconded: Cr Evans

That the Mayor, Cr El Mouallem take the chair for the 15 February 2023 Planning and Amenity Delegated Committee Meeting.

CARRIED

The Mayor assumed the chair.

The Mayor invited Cr Castelli to read the prayer.

Prayer

O God

Bless this City, Bayside,

Give us courage, strength and wisdom,

So that our deliberations,

May be for the good of all,

Amen

Acknowledgement of Country

Cr Evans read the acknowledgement of the original inhabitants of this land.

- ◆ Bayside City Council proudly acknowledges the Bunurong People of the Kulin Nation as the Traditional Owners and Custodians of this land, and we pay our respects to their Elders, past, present and emerging as well as any Aboriginal or Torres Strait Islander community members with us today.
- ◆ Council acknowledges the Bunurong's continuing relationship to the land and waterways and respects that their connection and spiritual identity is maintained through ancient ceremonies, songlines, dance, art and living culture.
- ◆ Council pays tribute to the invaluable contributions of the Bunurong and other Aboriginal and Torres Strait Island Elders who have guided and continue to guide the work we do.

1. Apologies

It was noted that at the 20 December 2022 Council Meeting, the Planning and Amenity Committee Chair, Cr Samuel-King, sought leave of absence between 7 February to 17 February 2023 and it was noted that Cr Samuel-King was therefore absent from tonight's meeting.

The chair, Cr El Mouallem (Mayor) called for a motion to note Cr Samuel-King's absence from the meeting.

Moved: Cr del Porto Seconded: Cr Castelli

That Council notes Cr Samuel-King's leave of absence granted at the 20 December 2022 Council Meeting and Cr Samuel-King's absence from the 15 February 2023 Planning and Amenity Delegated Committee Meeting.

The Motion was PUT and a **DIVISION** was called:

<u>DIVISION:</u>	FOR:	Crs Alex del Porto, Laurence Evans OAM, Sonia Castelli, Clarke Martin, Hanna El Mouallem (Mayor) and Fiona Stiffold (6)
	AGAINST:	Nil (0)

CARRIED

2. Disclosure of Conflict of Interest of any Councillor

There were no conflicts of interest submitted to the meeting.

3. Adoption and Confirmation of the minutes of previous meeting

As the minutes of the previous Planning and Amenity Delegated Committee Meeting held on 14 December 2023 have not yet been circulated, there were no Minutes to confirm.

4. Matters of Decision

4.1 HAMLET STREET, CHELTENHAM - ON-STREET PARKING REVIEW

Environment, Recreation and Infrastructure - Climate, Waste and Integrated Transport
File No: PSF/20/533 – Doc No: DOC/22/368710

Moved: Cr Evans OAM

Seconded: Cr Martin

That Council:

1. notes the results of the community consultation on the proposal to implement 2-hour parking controls between 8am and 6m, Monday to Saturday on both sides of Hamlet Street, Cheltenham
2. does not proceed with introducing timed parking controls in Hamlet Street, Cheltenham due to insufficient support for the proposal
3. notes that Council officers will monitor on-street parking conditions in Hamlet Street, Cheltenham following the operation of the development at 14 Hamlet Street, Cheltenham.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold and Hanna El Mouallem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

4.2 48 MOREY ROAD, BEAUMARIS - LOCAL LAW TREE REMOVAL APPLICATION

City Planning and Amenity - Amenity Protection
File No: PSF/15/8764 – Doc No: DOC/23/9862

It is recorded that Mr Paul Little (on behalf of Royal Melbourne Golf Club) spoke for 2 minutes in relation to this item.

Moved: Cr Martin

Seconded: Cr Evans OAM

That Council resolves:

1. that delegated officers issue a Local Law tree removal permit for the Monterey Cypress (*Hesperocyparis macrocarpa*) located ~12m from the east boundary and ~115 from the south boundary of 48 Morey Road, Beaumaris
2. that any such permit includes a condition, consistent with Council's previous resolution, requiring planting of ten indigenous trees capable of reaching a minimum height of 20m and minimum canopy width of 15m at maturity in proximity of the Monterey Cypress (*Hesperocyparis macrocarpa*) to the satisfaction of Council's delegated officers.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold and Hanna El Moullem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

4.3 75 DALGETTY ROAD, BEAUMARIS - LOCAL LAW TREE REMOVAL APPLICATION

City Planning and Amenity - Amenity Protection
File No: PSF/15/8764 – Doc No: DOC/22/386206

Moved: Cr Martin

Seconded: Cr Evans OAM

That Council resolves to refuse to issue a Local Law Tree Removal Permit for the Pin Oak (Quercus pelustris) tree located in the front setback of 75 Dalgetty Road, Beaumaris.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold and Hanna El Moullem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

4.4 5 TE HONGI COURT, BEAUMARIS - LOCAL LAW TREE REMOVAL APPLICATION

City Planning and Amenity - Amenity Protection
File No: PSF/15/8764 – Doc No: DOC/22/391515

Moved: Cr Martin

Seconded: Cr Evans OAM

That Council resolves:

1. that delegated officers issue a Local Law Tree Removal Permit for a Himalayan Cypress (*Cuppressus Torulosa*), at 5 Te Hongi Court, Beaumaris
2. that any such permit includes a condition requiring planting of an indigenous tree capable of reaching a minimum height of 9m height and minimum canopy width of 4m at maturity.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold and Hanna El Mouallem (Mayor) (6)

AGAINST: Nil (0)

CARRIED

4.5 18 CLONMORE STREET, BEAUMARIS - LOCAL LAW TREE REMOVAL APPLICATION

City Planning and Amenity - Amenity Protection
File No: PSF/15/8764 – Doc No: DOC/22/391860

Moved: Cr Martin

Seconded: Cr Evans OAM

That Council resolves:

1. that delegated officers Issue a Local Law Tree Removal Permit for three Leyland Cypress (*Cupressus leylandi*) trees, located at 18 Clonmore Street, Beaumaris
2. that any such permit includes a condition requiring planting of three indigenous trees capable of reaching a minimum height of 12m height and minimum canopy width of 7m at maturity.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold and Hanna El Moullem (Mayor) (6)

AGAINST: Nil (0)

CARRIED

4.6 286 BAY STREET, BRIGHTON (HOTEL BRIGHTON) - PARKLET APPLICATION

City Planning and Amenity - Urban Strategy
File No: PSF/22/35 – Doc No: DOC/22/368198

It is recorded that Ms Fiona Comport submitted a written statement in relation to this item.

It is recorded that Dr Georges M. Fast, Mr Brian Comport, Mr D'arcy O'Kane, Mr Matthew Rainsford, and Mr Jonathan Sherren each spoke for 2 minutes in relation to this item.

Moved: Cr del Porto

Seconded: Cr Castelli

That Council resolves to

1. issue an Annual Permit for a Parklet to occupy one car parking spaces to Hotel Brighton at 286 Bay Street, Brighton, subject to the submission and approval of a suitable design consistent with the Parklet Policy and Guidelines
2. explore the option to expand footpath trading including a Parklet installation for Hotel Brighton on St Andrews Street.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold and Hanna El Mouallem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

4.8 364–366 BAY STREET, BRIGHTON (ROCKSALT) - PARKLET APPLICATION

City Planning and Amenity - Urban Strategy
File No: PSF/22/35 – Doc No: DOC/23/10410

It is recorded that Mr Colin Neave, and Mr James Salem each spoke for 2 minutes in relation to this item.

Moved: Cr del Porto

Seconded: Cr Castelli

That Council resolves to Issue an Annual Permit to Rocksalt at 364–366 Bay Street, Brighton to occupy 2 car spaces of the Parklet, subject to the submission and approval of a suitable design consistent with Council’s Parklet Policy and Guidelines.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stitfold and Hanna El Mouallem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

4.9 299 BAY STREET, BRIGHTON (HECHO EN MEXICO) - PARKLET APPLICATION

City Planning and Amenity - Urban Strategy
File No: PSF/22/35 – Doc No: DOC/23/10412

It is recorded that Dr Georges M. Fast spoke for 2 minutes in relation to this item.

Moved: Cr del Porto

Seconded: Cr Castelli

That Council resolves to Issue an Annual Permit to Hecho en Mexico at 299 Bay Street, Brighton to occupy 1.25 car spaces of the Parklet, subject to the lodgement and approval of a suitable design consistent with the Parklet Policy and Guidelines.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold and Hanna El Mouallem (Mayor) (6)

AGAINST: Nil (0)

CARRIED

4.10 1/305 BAY STREET, BRIGHTON (TOO MANY CHIEFS) - PARKLET APPLICATION

City Planning and Amenity - Urban Strategy
File No: PSF/22/35 – Doc No: DOC/23/10457

It is recorded that Dr Georges M. Fast spoke for 2 minutes in relation to this item.

Moved: Cr del Porto

Seconded: Cr Castelli

- A. That Council resolves to Issue an Annual Permit to Too Many Chiefs at 1/305 Bay Street, Brighton, to occupy 1.25 car spaces of the Parklet subject to the submission and approval of a suitable design consistent with the Parklet Policy and Guidelines.
- B. That Council seeks its Traffic Team to undertake a review of the traffic and parking within proximity of 115 St Andrews Street, Brighton to consider the provision of drop off zones or short stay parking spaces.

The report from the Traffic Team should be presented to the Planning and Amenity Delegated Committee by no later than the July 2023 meeting.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold and Hanna El Mouallem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

4.13 39 MELROSE STREET, SANDRINGHAM (SIDEBAR) - PARKLET APPLICATION

City Planning and Amenity - Urban Strategy
File No: PSF/22/35 – Doc No: DOC/23/10472

It is recorded that Mr Andrew Watson submitted a written statement in relation to this item.

It is recorded that Mr Ray Purcell, and Mr Erik Purcell each spoke for 2 minutes in relation to this item.

Moved: Cr Stiffold

Seconded: Cr Evans OAM

That Council resolves to Issue an Annual Permit to Sidebar at 39 Melrose Street, Sandringham to occupy a 1 car space Parklet, subject to the submission and approval of a suitable design consistent with the Parklet Policy and Guidelines.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stiffold and Hanna El Moullem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

**4.14 370 HAMPTON STREET, HAMPTON (PAPERBOY COFFEE BAR) -
PARKLET APPLICATION**

City Planning and Amenity - Urban Strategy
File No: PSF/22/35 – Doc No: DOC/23/10479

It is recorded that Ms Clare Jennings, and Mr Evan Packer each spoke for 2 minutes in relation to this item.

Moved: Cr Stitfold

Seconded: Cr del Porto

That Council resolves to Issue an Annual Permit to Paperboy Coffee Bar at 370 Hampton Street, Hampton to occupy a 2-car space Parklet, subject to the lodgement and approval of a suitable design consistent with the Parklet Policy and Guidelines and the approval from the Department of Transport and Planning.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Sonia Castelli, Fiona Stitfold and Hanna El Moullem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

The Chairperson declared the meeting closed at 8.28pm.